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CMS ENERGY CORP  
Form 8-K  
November 12, 2003

FORM 8-K

CURRENT REPORT

SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, D.C. 20549

PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

DATE OF REPORT (DATE OF EARLIEST EVENT REPORTED) NOVEMBER 12, 2003

| COMMISSION<br>FILE NUMBER<br>----- | REGISTRANT; STATE OF INCORPORATION;<br>ADDRESS; AND TELEPHONE NUMBER<br>-----   | IRS EMPLOYER<br>IDENTIFICATION NO.<br>----- |
|------------------------------------|---|---|
| 1-9513                             | CMS ENERGY CORPORATION<br>(A MICHIGAN CORPORATION)<br>ONE ENERGY PLAZA<br>JACKSON, MICHIGAN 49201<br>(517) 788-0550   | 38-2726431                                  |
| 1-5611                             | CONSUMERS ENERGY COMPANY<br>(A MICHIGAN CORPORATION)<br>ONE ENERGY PLAZA<br>JACKSON, MICHIGAN 49201<br>(517) 788-0550 | 38-0442310                                  |

ITEM 12. RESULTS OF OPERATIONS AND FINANCIAL CONDITION

On November 11, 2003, CMS Energy Corporation ("CMS Energy") issued a News Release, in which it announced its results for the third quarter and first nine months of 2003, reaffirmed its 2003 earnings guidance and provided an update on its asset sales program. Attached as Exhibit 99 to this report and incorporated herein by reference is a copy of the CMS Energy News Release, furnished as a part of this report.

The News Release contains "forward-looking statements", within the meaning of the safe harbor provisions of the federal securities laws. The "forward-looking statements" are subject to risks and uncertainties. They should be read in conjunction with "CMS ENERGY FORWARD-LOOKING STATEMENTS, CAUTIONARY FACTORS AND UNCERTAINTIES" found in Item 1 of CMS Energy's Form 10-K/A for the Fiscal Year Ended December 31, 2002, filed on July 1, 2003 and "CONSUMERS FORWARD-LOOKING STATEMENTS, CAUTIONARY FACTORS AND UNCERTAINTIES" found in Item 1 of Consumers Energy Company's Form 10-K for the Fiscal Year Ended December 31, 2002, filed on March 31, 2003 (both incorporated herein by reference), that discuss important factors that could cause CMS Energy's and Consumers Energy Company's results to differ materially from those anticipated in such statements.

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## SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrants have duly caused this report to be signed on their behalf by the undersigned hereunto duly authorized.

### CMS ENERGY CORPORATION

Dated: November 12, 2003

By: /s/ Thomas J. Webb  
-----  
Thomas J. Webb  
Executive Vice President and  
Chief Financial Officer

### CONSUMERS ENERGY COMPANY

Dated: November 12, 2003

By: /s/ Thomas J. Webb  
-----  
Thomas J. Webb  
Executive Vice President and  
Chief Financial Officer

## EXHIBIT INDEX

| EXHIBIT NO. | DESCRIPTION                               |
|-------------|---|
| EX-99       | CMS NEWS RELEASE DATED NOVEMBER 11, 2003. |