#### **CMS ENERGY CORP**

Form 5

February 08, 2006

# FORM 5 UNITED STATES SECURITIES AND EXCHANGE COMMISSION OMB

## UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549

Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue.

# ANNUAL STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES

2. Issuer Name and Ticker or Trading

Estimated average burden hours per response... 1.0

Number:

Expires:

5. Relationship of Reporting Person(s) to

3235-0362

January 31,

See Instruction
1(b). Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934,
Form 3 Holdings Section 17(a) of the Public Utility Holding Company Act of 1935 or Section
Reported
Form 4 30(h) of the Investment Company Act of 1940

Transactions Reported

1. Name and Address of Reporting Person \*

| DRAKE JO                             | OHN F  | Symbol<br>CMS F   | Symbol CMS ENERGY CORP [CMS]            |                                     |                              | Is   | Issuer  |  |   |  |
|--------------------------------------|--|---|---|-------------------------------------|------------------------------|--|---|--|---|--|
| (Last) ONE ENER                      | (Middle) 3. Statement for Issuer's Fiscal Year Ended (Month/Day/Year) 12/31/2005 NERGY PLAZA |   |   |                                     | _                            | (Check all applicable)  Director 10% Owner Officer (give title Other (specify below) Senior Vice President |   |  |   |  |
|                                      | (Street) 4. If Amendment, Date Original  |   |   |                                     | 6.                           | 5. Individual or Joint/Group Reporting   |   |  |   |  |
| Filed(Month/Day/Year)                |  |   |   |                                     | (check applicable line)      |  |   |  |   |  |
|                                      | , MI 49201   |   |   |                                     |                              | _  | X_ Form Filed by 0<br>_ Form Filed by Nerson  | One Reporting Performs than One Re                       |   |  |
| (City)                               | (State)  | (Zip) Tal   | ole I - Non-Dei                         | rivative Se                         | curiti                       | es Acquii  | ed, Disposed of   | , or Beneficial  | ly Owned  |  |
| 1.Title of<br>Security<br>(Instr. 3) | 2. Transaction Date<br>(Month/Day/Year)  | 2A. Deemed<br>Execution Date, if<br>any<br>(Month/Day/Year) | 3.<br>Transaction<br>Code<br>(Instr. 8) | 4. Securi<br>(A) or D<br>(Instr. 3, | ispose<br>4 and<br>(A)<br>or | d of (D)   | 5. Amount of<br>Securities<br>Beneficially<br>Owned at end<br>of Issuer's<br>Fiscal Year<br>(Instr. 3 and<br>4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of<br>Indirect<br>Beneficial<br>Ownership<br>(Instr. 4) |  |
| Common<br>Stock                      | Â  | Â   | Â                                       | Â                                   | Â                            | Â  | 44,643  | D  | Â   |  |
| Common<br>Stock                      | 12/31/2005   | 12/31/2005  | J                                       | 776 <u>(1)</u>                      | A                            | \$<br>13.87  | 5,296   | I  | 401(K)  |  |

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SEC 2270 (9-02)

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## Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

| <ol> <li>Title of</li> </ol> | 2.          | 3. Transaction Date | 3A. Deemed         | 4.          | 5.         | 6. Date Exerc | cisable and | 7. Titl | le and   | 8. Price of |
|------------------------------|-------------|---------------------|--------------------|-------------|------------|---------------|-------------|---------|----------|-------------|
| Derivative                   | Conversion  | (Month/Day/Year)    | Execution Date, if | Transaction | Number     | Expiration D  | ate         | Amou    | ınt of   | Derivative  |
| Security                     | or Exercise |                     | any                | Code        | of         | (Month/Day/   | Year)       | Under   | rlying   | Security    |
| (Instr. 3)                   | Price of    |                     | (Month/Day/Year)   | (Instr. 8)  | Derivative | e             |             | Secur   | ities    | (Instr. 5)  |
|                              | Derivative  |                     |                    |             | Securities |               |             | (Instr. | 3 and 4) |             |
|                              | Security    |                     |                    |             | Acquired   |               |             |         |          |             |
|                              |             |                     |                    |             | (A) or     |               |             |         |          |             |
|                              |             |                     |                    |             | Disposed   |               |             |         |          |             |
|                              |             |                     |                    |             | of (D)     |               |             |         |          |             |
|                              |             |                     |                    |             | (Instr. 3, |               |             |         |          |             |
|                              |             |                     |                    |             | 4, and 5)  |               |             |         |          |             |
|                              |             |                     |                    |             |            |               |             |         | Amount   |             |
|                              |             |                     |                    |             |            |               |             |         | or       |             |
|                              |             |                     |                    |             |            |               | Expiration  | Title   |          |             |
|                              |             |                     |                    |             |            |               | Date        | of      | of       |             |
|                              |             |                     |                    |             | (A) (D)    |               |             |         | Shares   |             |

of D Se

Is

### **Reporting Owners**

| Reporting Owner Name / Address                        |                   |   | Relationships         |       |  |  |
|---|-------------------|---|-----------------------|-------|--|--|
| 1 8   | Director 10% Owne |   | Officer               | Other |  |  |
| DRAKE JOHN F<br>ONE ENERGY PLAZA<br>JACKSON, MI 49201 | Â                 | Â | Senior Vice President | Â     |  |  |

### **Signatures**

Michael D VanHemert, Attny-in-Fact 01/23/2006

\*\*Signature of Reporting Person Date

### **Explanation of Responses:**

- \* If the form is filed by more than one reporting person, see Instruction 4(b)(v).
- \*\* Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).
- (1) Shares acquired during 2005 at various dates and prices pursuant to the Corporation's 401(k) plan; price reported is an "average" daily closing price of the stock during 2005.

Note: File three copies of this Form, one of which must be manually signed. If space provided is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.

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