Duke Energy CORP Form 4 February 23, 2009

FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

SECURITIES

OMB APPROVAL OMB

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Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, obligations Section 17(a) of the Public Utility Holding Company Act of 1935 or Section may continue. 30(h) of the Investment Company Act of 1940 See Instruction

(Print or Type Responses)

1(b).

(Last)

(City)

1. Name and Address of Reporting Person * Jamil Dhiaa M.

(Zin)

(First) (Middle)

526 S. CHURCH STREET

(Street)

(State)

2. Issuer Name and Ticker or Trading Symbol

Duke Energy CORP [DUK]

3. Date of Earliest Transaction (Month/Day/Year) 02/19/2009

4. If Amendment, Date Original Filed(Month/Day/Year)

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

Director 10% Owner _X__ Officer (give title Other (specify below) below)

Grp Exec & Chief Nuclear Offic

6. Individual or Joint/Group Filing(Check Applicable Line)

X Form filed by One Reporting Person Form filed by More than One Reporting Person

CHARLOTTE, NC 28202

(City)	(State) (Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned							
1.Title of	2. Transaction Date	2A. Deemed	3.	4. Securit	ies Ac	quired	5. Amount of	6. Ownership	7. Nature of
Security	(Month/Day/Year)	Execution Date, if	Transaction(A) or Disposed of (D)			Securities	Form: Direct	Indirect	
(Instr. 3)		any	Code	` ' '			Beneficially	(D) or	Beneficial
		(Month/Day/Year)	(Instr. 8)	8)			Owned	Indirect (I)	Ownership
							Following	(Instr. 4)	(Instr. 4)
					(A)		Reported Transaction(s)		
					or		(Instr. 3 and 4)		
			Code V	Amount	(D)	Price	(msu. 5 and 4)		
Common	02/19/2009		M	4,154	Α	\$	42,101	D	
Stock	02/19/2009		171	4,134	А	14.5	42,101	D	
Common						Φ			
Stock	02/19/2009		F	1,348	D	\$ 14.5	40,753	D	
Stock						14.3			
Common	02/10/2000		٨	13,970	A	\$	5 4 702	D	
Stock	02/19/2009		A	<u>(1)</u>	А	14.5	54,723	D	

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

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number.

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

1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transacti Code (Instr. 8)	5. Number on f Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and Amount of Underlying Securities (Instr. 3 and 4)	
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Performance Shares	\$ 14.5	02/19/2009		M	4,154	02/19/2009	(2)	Common Stock	4,154

Reporting Owners

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

Jamil Dhiaa M.

526 S. CHURCH STREET CHARLOTTE, NC 28202

Grp Exec & Chief Nuclear Offic

Signatures

/s/ David S. Maltz, attorney-in-fact for Dhiaa M. Jamill

02/23/2009

**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) The phantom stock vests in three equal annual installments beginning February 19, 2010.
- (2) Expiration date not applicable.

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