

Edgar Filing: DTE ENERGY CO - Form 5

DTE ENERGY CO
 Form 5
 February 14, 2002

 FORM 5

// Check box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. See Instruction 1(b)

UNITED STATES SECURITIES AND EXCHANGE COMMISSION
 WASHINGTON, DC 20549

ANNUAL STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Securities Holding Company Act of 1935 or Section 30(f) of the Investment Company Act of 1940

// Form 3 Holdings Reported

// Form 4 Transactions Reported

 1. Name and Address of Reporting Person 2. Issuer Name and Ticker or Trading Symbol 6.

| | | | | | |
|---------------------------------------|----------------|------------|--|-----------------------------|----|
| HENNESSEY | FRANK | M. | DTE Energy Company (DTE) | | |
| (Last) | (First) | (Middle) | 3. IRS Identification Number of Reporting Person, if an Entity (Voluntary) | 4. Statement for Month/Year | 7. |
| DTE ENERGY COMPANY 2000 2ND AVENUE | | | | 12/2001 | |
| ----- | | | ----- | | |
| DETROIT | (Street) MI | 48226-1279 | 5. If Amendment, Date of Original (Month/Year) | | |
| (City) | (State) | (Zip) | | | |
| USA | | | | | |

TABLE I -- NON-DERIVATIVE SECURITIES ACQUIRED, DISPOSED OF, OR BENEFICIAL OWNERSHIP

| 1. Title of Security (Instr. 3) | 2. Transaction Date (Month/Day/Year) | 3. Transaction Code (Instr. 8) | 4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5) | 5. Amount of Securities (Instr. 6) |
|---------------------------------|--------------------------------------|--------------------------------|---|------------------------------------|
| | | | Amount (A) or (D) | Price |
| Common Stock | 05/31/2001 | A | 1,166.185 A | (1) (2) 1,187.31 |

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1. Exempt transaction pursuant to the Merger agreement between DTE Energy Company and MCN Energy with the proration and allocation procedures therein. The balance of the Merger consideration is being paid to them in cash pursuant to the Merger agreement.
2. Received as the stock portion of the Merger consideration due in exchange for 3,376.593 shares of MCN common stock in the Merger. On the effective date of the Merger, the closing price of a share of MCN common stock was \$44.72.
3. Acquisition pursuant to issuer's dividend reinvestment plan.

FORM 5 (CONTINUED)

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) | 4. Transaction Code (Instr. 8) | 5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) | | 6. Date Exercisable and Expiration Date (Month/Day/Year) | | 7. |
|---|--|---|-----------------------------------|--|-----|---|-----------------|-----------|
| | | | | (A) | (D) | Date Exercisable | Expiration Date | |
| Phantom Stock | 1-for-1 | 12/31/2001 | A | 1,011.93 | | | Immed. | |
| Phantom Stock | 1-for-1 | 12/31/2001 (5) | A | 689.23 | | | Immed. | (5) |
| Stock Option (right to buy) | \$45.92 | 6/27/2001 | A | 1,000.00 | | | (6) | 6/26/2011 |

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| 9. Number of Derivative Securities Beneficially Owned at End of Year (Instr. 4) | 10. Ownership of Derivative Security: Direct (D) or Indirect (I) (Instr. 4) | 11. Nature of Indirect Beneficial Ownership (Instr. 4) |
|---|---|--|
|---|---|--|

D

1,701.16

D

1,000.00

D

Explanation of Responses:

4. The phantom stock was accrued under the DTE Energy Company Deferred Stock Compensation Plan to be settled in cash or DTE Energy Common Stock upon the reporting person's retirement from the Company.
5. Phantom stock acquired by reporting person as deferral of fees under DTE Energy Company Plan for Directors' Fees on various dates during 2001 at prices ranging from \$41.535 to \$46.625 which was the date selected by reporting person as provided under the Plan.
6. The options fully vest on 6/27/02.

/s/ Susan M. Beale

 **Sign
 Attorn

** Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

Note: File three copies of this form, one of which must be manually signed. If space provided is insufficient, see Instruction 6 for procedure.

POWER OF ATTORNEY

STATE OF MICHIGAN }
 } SS
 COUNTY OF WAYNE }

KNOW ALL BY THESE PRESENTS that I, Frank M. Hennessey, do hereby constitute and appoint Susan M. Beale and Eric H. Peterson and each of them, my true and lawful Attorneys-in-Fact with full power of substitution to execute and file on my behalf with the Securities and Exchange Commission any and all reports, including without limiting the generality of the foregoing, reports on Securities and Exchange Commission Forms 4 and 5 and 144, that may

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be required or advisable in connection with my holdings in and transactions related to securities of DTE Energy Company.

This Power of Attorney is effective for the period July 1, 2001, through and including July 1, 2002.

IN WITNESS THEREOF, I have hereto set my hand this 25th day of June, 2001.

/s/ FRANK M. HENNESSEY

Frank M. Hennessey

Witnesses:

/s/ SUSAN E. RISKE

Susan E. Riske

/s/ JANET A. SCULLEN

Janet A. Scullen

STATE OF MICHIGAN }
 } SS
COUNTY OF WAYNE }

On this 25th day of June, 2001, before me personally appeared Gerard M. Anderson to me known to be the person described who executed the foregoing Power of Attorney.

Subscribed and sworn to before me
the 25th day of June, 2001

/s/ SANDRA L. BAMBERG

Sandra L. Bamberg
Notary Public - Wayne County
My Commission Expires: 1-11-04