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KANSAS CITY SOUTHERN
Form 8-K
August 22, 2003

SECURITIES AND EXCHANGE COMMISSION

WASHINGTON, D.C. 20549

FORM 8-K

CURRENT REPORT

Pursuant to Section 13 or 15(d) of the
Securities Exchange Act of 1934

Date of Report (Date of earliest event reported):
August 21, 2003

KANSAS CITY SOUTHERN

(Exact name of company as specified in its charter)

| | | |
|---|--------------------------|---|
| DELAWARE | 1-4717 | 44-0663509 |
| ----- | ----- | ----- |
| (State or other jurisdiction of incorporation) | (Commission file number) | (IRS Employer Identification Number) |

427 West 12th Street, Kansas City, Missouri 64105

(Address of principal executive offices) (Zip Code)

Company's telephone number, including area code:

(816) 983 - 1303

Not Applicable
(Former name or former address if changed since last report)

Item 7. Financial Statements And Exhibits

(c) Exhibits

| EXHIBIT NO. | DOCUMENT |
|-------------|--|
| (99) | Additional Exhibits |
| 99.1 | Letter, dated August 21, 2003, from Sonnenschein Nath & Rosenthal LLP to Milbank, Tweed, Hadley & McCoy LLP attached hereto as Exhibit 99.1 |

Item 9. Regulation FD Disclosure

Kansas City Southern ("KCS" or "Company") is furnishing under Item 9 of this

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Current Report on Form 8-K the information set forth in Exhibit 99.1 to this Report. Exhibit 99.1 was sent by Sonnenschein Nath & Rosenthal LLP, counsel for the Company, to Milbank, Tweed, Hadley & McCoy LLP, counsel for Grupo TMM, S.A. ("TMM") in response to TMM's announcement on August 18, 2003 that TMM's shareholders voted down the Acquisition Agreement, dated as of April 20, 2003, by and among KCS, KARA Sub, Inc., TMM, and TMM Holdings, S.A. de C.V.

The information included in this Current Report on Form 8-K, including Exhibit 99.1, is furnished pursuant to Item 9 and shall not be deemed to be "filed" for the purposes of Section 18 of the Securities Exchange Act of 1934 or otherwise subject to the liabilities of that Section.

SIGNATURE

Pursuant to the requirements of the Securities Exchange Act of 1934, the Company has duly caused this Report to be signed on its behalf by the undersigned hereunto duly authorized.

Kansas City Southern

Date: August 21, 2003

By: /s/ Ronald G. Russ

Ronald G. Russ
Executive Vice President and
Chief Financial Officer