

KANSAS CITY SOUTHERN  
Form 8-K  
February 01, 2005

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UNITED STATES  
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):

January 26, 2005

**Kansas City Southern**

(Exact name of registrant as specified in its charter)

Delaware

1-4717

44-0663509

(State or other jurisdiction  
of incorporation)

(Commission  
File Number)

(I.R.S. Employer  
Identification No.)

427 West 12th Street, Kansas City, Missouri

64105

(Address of principal executive offices)

(Zip Code)

Registrant's telephone number, including area code:

816-983-1303

Not Applicable

Former name or former address, if changed since last report

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
- Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

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**Item 8.01. Other Events.**

Kansas City Southern, ("the Company", "KCS") is filing under Item 8.01 of this Current Report on Form 8-K the information included as Exhibit 99.1 to this report. Exhibit 99.1 is the Joint KCS and Grupo TMM, S.A. ("TMM") press release dated January 26, 2005, announcing that the Mexican Fiscal Court has issued from the bench a favorable decision upholding TFM, S.A. de C.V.'s ("TFM") claim for inflation and interest from 1997 on the value added tax ("VAT") refund it received from the Mexican Government. See the press release attached hereto as Exhibit 99.1 for further information.

**Item 9.01. Financial Statements and Exhibits.**

(c) Exhibits

Exhibit No.: (99)

Document: Additional Exhibits

99.1

Press Release issued jointly by Kansas City Southern and Grupo TMM, S.A. dated January 26, 2005 entitled "Grupo TMM and KCS Announce Favorable VAT Decision by Fiscal Court".

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**SIGNATURES**

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

Kansas City Southern

*February 1, 2005*

*By: James S. Brook*

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*Name: James S. Brook*

*Title: Vice President and Comptroller (Principal Accounting Officer)*

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Exhibit Index

| <b>Exhibit No.</b> | <b>Description</b>  |
|--------------------|---|
| 99.1               | Press Release issued jointly by Kansas City Southern and Grupo TMM, S.A. dated January 26, 2005 entitled "Grupo TMM and KCS Announce Favorable VAT Decision by Fiscal Court". |