

Edgar Filing: KANSAS CITY SOUTHERN - Form 8-K

KANSAS CITY SOUTHERN  
Form 8-K  
August 19, 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 18, 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 5. OTHER EVENTS

In reaction to an announcement on August 18, 2003 by Grupo TMM, S.A. ("TMM") regarding its shareholders' decision not to approve the sale of TMM's interests in Grupo Transportacion Ferroviaria Mexicana, S.A. de C.V. to Kansas City Southern ("KCS"), KCS issued a statement that it intends to pursue all appropriate legal or administrative action against any persons or entities involved in interfering with KCS and its agreements with TMM. See the Press Release attached hereto as Exhibit 99.1 for further details

Edgar Filing: KANSAS CITY SOUTHERN - Form 8-K

ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS

(c) Exhibits

EXHIBIT NO.	DOCUMENT
(99) Additional Exhibits	
99.1	Press Release issued by Kansas City Southern dated August 18, 2003 entitled, "Kansas City Southern Issues Statement In Reaction To TMM Announcement," is attached hereto as Exhibit 99.1

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 19, 2003

By: /S/ LOUIS G. VAN HORN

-----  
Louis G. Van Horn  
Vice President and Comptroller  
(Principal Accounting Officer)

EXHIBIT 99.1

KANSAS CITY SOUTHERN	PRESS RELEASE
Cathedral Square - 427 West 12TH Street - P.O. Box 219335	
Kansas City, Missouri 64121-9335	NYSE SYMBOL: KSU

Date: August 18, 2003

Media Contact: William H. Galligan Phone: 816/983-1551  
william.h.galligan@kcsr.com

KANSAS CITY SOUTHERN ISSUES STATEMENT IN REACTION  
TO TMM ANNOUNCEMENT

In reaction to today's announcement by Grupo TMM, S.A. ("TMM") regarding its shareholders' decision not to approve the sale of TMM's interests in Grupo Transportacion Ferroviaria Mexicana, S.A., de C.V. to Kansas City Southern ("KCS"), KCS issued the following statement:

KCS is concerned by today's announcement about the TMM shareholder action and is exploring its rights under the agreements between the parties, and its legal options under U.S. and Mexican law. Jose Serrano, chairman of Grupo TMM, who signed and obligated TMM to the transaction agreements with KCS and who, in his capacity as a director of TMM, recommended approval of the

## Edgar Filing: KANSAS CITY SOUTHERN - Form 8-K

transaction to TMM shareholders, is the controlling stockholder of Grupo TMM. KCS intends to pursue all appropriate legal or administrative action against any persons or entities involved in interfering with KCS and its agreements with TMM. KCS remains committed to completing the transaction.

# # #