

KANSAS CITY SOUTHERN  
Form 8-K  
February 02, 2007

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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):

February 1, 2007

**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.**

On February 1, 2007, Kansas City Southern ("KCS") announced that it had sent a letter to Grupo TMM, S.A.B. ("TMM"), stating that it intended to assert certain claims related to representations and warranties made by TMM in the agreement pursuant to which KCS acquired the controlling interest in the company now known as Kansas City Southern de Mexico, S. de R.L. de C.V. from TMM and that KCS had received a letter from TMM asserting claims against KCS under that agreement. For further information, please see the press release attached hereto as exhibit 99.1.

**Item 9.01 Financial Statements and Exhibits.**

(d)

Press Release issued by Kansas City Southern, dated February 1, 2007, entitled "Kansas City Southern and Grupo TMM, SA Assert Claims under Acquisition Agreement" is attached hereto as Exhibit 99.1.

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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 2, 2007*

*By: Michael K. Borrows*

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*Name: Michael K. Borrows*

*Title: Vice President - Financial Reporting & Tax (Principal Accounting Officer)*

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Exhibit Index

| <b>Exhibit No.</b> | <b>Description</b>   |
|--------------------|--|
| 99.1               | Press Release issued by Kansas City Southern, dated February 1, 2007, entitled "Kansas City Southern and Grupo TMM, SA Assert Claims under Acquisition Agreement." |