

KANSAS CITY SOUTHERN
Form 8-K
August 16, 2005

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):

August 15, 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))

Top of the Form

Item 2.02 Results of Operations and Financial Condition.

Kansas City, MO. Kansas City Southern (KCS or the Company) (KSU:NYSE) has completed the filing of its Quarterly Report on Form 10-Q for the second quarter of 2005 with the Securities and Exchange Commission (SEC). As a result of a change in the methodology for calculating statutory employee deferred profit sharing expense for Grupo TFM and TFM employees, the Company has determined that an additional operating expense charge of \$3 million is required. For further information, including information regarding the impact to certain information in the Company's earnings release dated August 3, 2005, please see the press release attached hereto as exhibit 99.1.

The information included in this Item 2.02, and Exhibit 99.1 to this Current Report on Form 8-K, shall not be deemed "filed" for the purposes of or otherwise subject to the liabilities under Section 18 of the Securities Exchange Act of 1934 as amended (the "Exchange Act"). Unless expressly incorporated into a filing of KCS under the Securities Act of 1933, or the Exchange Act made after the date hereof, the information contained in this item 2.02 and Exhibit 99.1 hereto shall not be incorporated by reference into any filing of KCS, whether made before or after the date hereof, regardless of any general incorporation language in such filing.

Item 9.01 Financial Statements and Exhibits.

(c) Exhibits

Exhibit No.:(99)

Document: Additional Exhibits

99.1

Press Release dated August 15, 2005 issued by Kansas City Southern entitled "Kansas City Southern Files Second Quarter 2005 Form 10-Q".

Top of the Form

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

August 16, 2005

By: James S. Brook

Name: James S. Brook

Title: Vice President and Comptroller

Edgar Filing: KANSAS CITY SOUTHERN - Form 8-K

Top of the Form

Exhibit Index

| Exhibit No. | Description |
|--------------------|---|
| 99.1 | Press Release dated August 15, 2005 issued by Kansas City Southern entitled "Kansas City Southern Files Second Quarter 2005 Form 10-Q". |