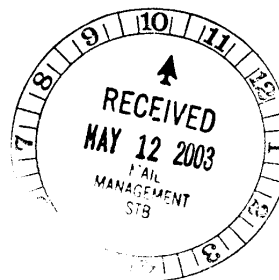




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May 9, 2003



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Public Record

Mr. Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, NW
Washington, DC 20423-0001

RE: *Kansas City Southern -- Control -- The Kansas City Southern Railway Company, Gateway Eastern Railway Company, And The Texas Mexican Railway Company (STB Finance Docket No. 34342)*

Dear Mr. Williams:

This letter is in support of the proposed control application of the Kansas City Southern ("KCS") to continue to control The Kansas City Southern Railway Company ("KCSR") and Gateway Eastern Railway Company ("Gateway Eastern") and gain control of The Texas Mexican Railway Company ("Tex Mex"). Our company is the sixth largest international ocean container carrier. In this region our vessels call on the coasts of Panama, Mexico, the United States and Canada.

We support the transaction for KCS to control KCSR, Gateway Eastern, and Tex Mex. This end-to-end transaction will have no competitive harms. We believe this transaction will benefit CMA-CGM (America), Inc. facilitating improved transit times for shipments and opening the potential for us to expand our markets. We believe this transaction will improve service through Houston and provide more consistent and reliable service between the Mid-West United States to the Mexican border. Finally, we believe this transaction should proceed as a minor transaction and conclude at the earliest possible time.

Sincerely,


Edward F. O'Callaghan
Vice President, Logistics

EOC/pd

Attachment

cc: Mr. Thomas Healey, The Kansas City Southern
Mr. William A. Mullins, Troutman Sanders LLP

CMA-CGM (America) Inc.

300 Lighting Way • 2nd Floor • Secaucus, NJ 07094-3688 • Tel: (201) 770-5200 • Fax: (201) 770-5204



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VERIFIED STATEMENT
OF
Edward F. O'Callaghan
on behalf of
CMA-CGM (America) Inc.



My name is Edward F. O'Callaghan I am the Vice President, Logistics of CMA-CGM (America), Inc., located at 300 Lighting Way, Secaucus, NJ 07094. I have been employed in my present capacity for the past nine years and I am directly responsible for the procurement and maintenance of efficient and reliable transportation service for CMA-CGM (America), Inc. This verified statement is written in support of the Kansas City Southern's ("KCS") application to control The Kansas City Southern Railway Company ("KCSR"), Gateway Eastern Railway Company ("Gateway Eastern") and The Texas Mexican Railway Company ("Tex Mex") filed at the Surface Transportation Board ("Board").

CMA-CGM (America), Inc. is the sixth largest international ocean container carrier. In this region our vessels call on the coasts of Panama, Mexico, the United States and Canada. CMA-CGM's fiscal year 2003 railroad expenditures are projected to total sixty million US dollars (US \$60M). CMA-CGM has focused expansion within the US Gulf and the east and west coasts of Mexico this year.

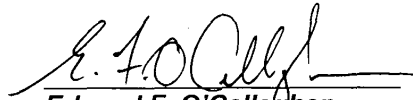
We support the acquisition of the "TEX MEX Railroad" by the KCS Companies. This acquisition will allow the expansion of CMA-CGM in this area to proceed more efficiently.

We understand that KCS is seeking authority to continue to control KCS's two railroads, KCSR and Gateway Eastern and gain control of Tex Mex. KCS and Tex Mex already operate as joint venture partners and we believe this step will strengthen rail competition and provide improve service and routing for shippers on KCSR and Tex Mex. The common control of KCSR and Tex Mex is an end-to-end combination that will have no adverse impacts. We believe this transaction should proceed as a minor transaction and conclude at the earliest possible time.

I, Edward F. O'Callaghan, declare under penalty of perjury that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file this verified statement.

Executed this 9th day of May, 2003.

CMA-CGM (America), Inc.


Edward F. O'Callaghan
Vice President, Logistics

CMA-CGM (America) Inc.

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