

EMPLOYER STATUS DETERMINATION
Redmont Railway Company, Inc.

This is the determination of the Railroad Retirement Board concerning the status of Redmont Railway Company, Inc. (RRC) as an employer under the Railroad Retirement Act (45 U.S.C. § 231 et seq.) (RRA) and the Railroad Unemployment Insurance Act (45 U.S.C. § 351 et seq.) (RUIA).

Information regarding RRC was provided by H. Lynn Gibson, Executive Vice President of RRC. RRC is a wholly owned subsidiary of CAGY Industries, Inc., a noncarrier. See Finance Docket 32617. According to Mr. Gibson, RRC commenced operations and first compensated its employee on February 15, 1995. Roger D. Bell is the chief executive officer of RRC.

In Interstate Commerce Commission (ICC) Finance Docket 32616, RRC filed a notice of exemption to acquire by lease and to operate a 41.5 mile rail line segment owned by Mississippi-Alabama Railroad Authority (MARA) that MARA acquired from Norfolk Southern Railway Company (NS) pursuant to Finance Docket 32615. The 41.5 mile rail line is located between milepost IC-529.5 at Corinth, Mississippi and milepost IC-571.0 at Red Bay, Alabama. RRC also acquired incidental trackage rights to operate over 2.2 miles of NS's track between NS milepost IC-529.5 at Corinth and NS milepost IC-527.3 at NS's Corinth Yard. According to Mr. Gibson, RRC interchanges with Norfolk Southern Railway Company (BA No. 1525).

The evidence of record establishes that RRC is a carrier operating in interstate commerce. Accordingly, it is determined that the Redmont Railway Company, Inc. is an employer within the meaning of section 1(a)(1)(i) of the Railroad Retirement Act (45 U.S.C. § 231(a)(1)(i)) and the corresponding provision of the Railroad Unemployment Insurance Act effective February 15, 1995, the date on which it commenced operations.

Glen L. Bower

V. M. Speakman, Jr.

Jerome F. Keever

TO : The Board

FROM : Catherine C. Cook
General Counsel

SUBJECT: Coverage Determination
Redmont Railway Company, Inc.

Attached is a proposed coverage ruling for Board approval.

Attachment