

**EMPLOYER STATUS**

**Chesapeake Railroad Company**

This is the determination of the Railroad Retirement Board concerning the status of Chesapeake Railroad Company (CRC), 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 CRC was provided by Mr. William G. Bartosh, President and Chief Executive Officer of CRC. According to Mr. Bartosh CRC began doing business in January 1995. CRC is currently operated by volunteers. However, it plans to hire operating and maintenance of way personnel.

In Interstate Commerce Commission Finance Docket 32609, CRC filed a notice for a modified certificate of public convenience and necessity to operate approximately 54 miles of rail line (Mr. Bartosh states that the length of track in service is 29 miles) formerly owned by the Trustees of the former Penn Central Transportation Company. On January 8, 1982, the Trustees sold the lines to the State of Maryland Department of Transportation, Mass Transit Administration, which has contracted with CRC to operate the line. The line runs between Clayton, Delaware, and Ridgely, Maryland, and intersects with Conrail at Clayton.

The evidence of record establishes that CRC is a carrier operating in interstate commerce. Accordingly, it is determined that CRC is an employer with the meaning of section 1(a)(1)(i) of the Railroad Retirement Act (45 U.S.C. §231a(1)(i)) and corresponding provision of the Railroad Unemployment Insurance Act effective January 1, 1995, the earliest date of the month as of which it commenced operations.

---

Glen L. Bower

---

V. M. Speakman, Jr.

---

Jerome F. Kever