

EMPLOYER STATUS DETERMINATION
Berkman Rail Services, Inc. d/b/a
Kiski Junction Railroad (KJR)

This is the determination of the Railroad Retirement Board regarding the status of Berkman Rail Services, Inc. d/b/a Kiski Junction Railroad (KJR) as an employer under the Railroad Retirement Act (45 U.S.C. § 231 et seq.)(RRA) and Railroad Unemployment Insurance Act (45 U.S.C. § 351 et seq.)(RUIA) .

According to information filed on July 17, 1995, under Interstate Commerce Commission Finance docket No. 32739, Berkman Rail Services acquired 5.2 miles of rail lines from Conrail, extending from milepost 0.0 at Schenley, PA, to milepost 4.0 at Bagdad, PA, and from milepost 28.8 at Kiski Junction, PA, to milepost 30.0 at Schenley, PA. Information obtained indicates that KJR, a terminal switching carrier, commenced operations on July 13, 1995, interchanging with Conrail (BA No. 1321) at Kiski Junction in Schenley, PA.

Information in the record establishes that Berkman Rail Services, Inc. d/b/a KJR began operations on July 13, 1995. Accordingly, the Board finds that effective with the start of business, July 13, 1995, KJR was a covered employer under the RRA and the RUIA.

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