

EMPLOYER STATUS DETERMINATION
THE A&G RAILROAD, L.L.C.

This is the decision of the Railroad Retirement Board regarding the status of The A&G Railroad, L.L.C. (A&G) as an employer under the Railroad Retirement and Railroad Unemployment Insurance Act.

Effective January 1~ 1994, A&G began operations over lines totaling approximately 27 miles in Alabama. The company claims to have no employees. A&G interchanges with a number of carriers including CSXT and the Norfolk Southern. Operations on the line are conducted by Railway Services, Inc. (RSI; BA 5549), under a contract between A&G and RSI. A&G holds operating rights upon track owned by CSXT and The Bay Line Railroad, and RSI is to operate train service for A&G over this track and upon track owned by A&G. A&G is obligated to provide locomotives to RSI, and to pay \$8,500.00 per week for operating over those lines. The locomotives are provided to A&G by The Bay Line Railroad, L.L.C.

By means of a contract with RSI, A&G transports property by railroad in interstate commerce in the United States. Accordingly, the Board holds that it is a rail carrier employer under the Railroad Retirement and Railroad Unemployment Insurance Acts effective from the date on which it begun to operate, January 1, 1994.

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