

EMPLOYER STATUS DETERMINATION

Decatur Junction Railway Co.

This is the determination of the Railroad Retirement Board concerning the status of Decatur Junction Railway Co. (Decatur) 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).

In Interstate Commerce Commission (ICC) Finance Docket No. 32365, decided October 6, 1993, Decatur filed a notice of exemption to lease and operate: (1) approximately 17 miles of rail line between milepost A 728.00 at Assumption, Illinois and milepost A 745.54 near Elwin, Illinois, owned by Central Illinois Shippers, Inc. and (2) approximately 13 miles of rail line between milepost 14.22 at Cisco, Illinois and milepost 27.63 at Green's Switch, Illinois, owned by Cisco Cooperative Grain Company. The ICC decision noted that those lines were then being operated under contract by Indiana Hi-Rail Corporation (BA No. 3341) and that Decatur would commence operations in place of Indiana Hi-Rail without any break in service.

Information furnished by Mr. J. Michael Carr, Decatur's Controller, indicates that Decatur began operations on December 8, 1993 and first hired and compensated employees on that same date. Mr. Carr stated that Decatur provides common carrier freight railroad transportation, with 2000 cars as its annual volume of traffic. Decatur interchanges with the Illinois Central Railroad (BA No. 1516).

Based upon the information summarized above, it is determined that Decatur Junction Railway Co. became a rail carrier employer under the RRA and the RUIA effective December 8, 1993, the date on which it began operations and first hired and compensated employees.

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