

**Employer Status Determination  
Honey Creek Railroad, Inc.**

This is the determination of the Railroad Retirement Board concerning the status of Honey Creek Railroad, Inc. (Honey Creek) 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. 32332, decided September 14, 1993, Honey Creek filed a notice of exemption to acquire and operate approximately 5.95 miles of rail line owned by Consolidated Rail Corporation (BA No. 1321) (Conrail) in Henry County, Indiana. The line extends generally between milepost 104.1, which is located at the intersection of the line with the main line of the Norfolk & Western Railway Company, and milepost 110.05, which is located at the intersection of the line with County Road 600N, all of which is located in Prairie, Jefferson, and Sulphur Springs Townships. This exemption became effective on September 3, 1993.

Mr. Raymond Pasko, manager of Honey Creek, advised that Honey Creek also operates its railroad equipment on six miles of track which it owns in Rushville, Indiana and interchanges with CSX (BA No. 1524). He described Honey Creek's main function as moving grain from elevators to its interchange point with carriers operating in interstate commerce. Operations began on October 1, 1993.

Based on the information summarized above, it is determined that Honey Creek Railroad, Inc., which interchanges with rail carriers operating in interstate commerce, is engaged in interstate commerce and is, therefore, a rail carrier employer under the RRA and RUIA effective October 1, 1993, the date on which it began rail operations.

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Glen L. Bower

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V.M. Speakman, Jr.

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