

DEC 11 1997

**Employer Status Determination**

Corpus Christi Terminal Railroad, Inc.

This is the determination of the Railroad Retirement Board concerning the status of Corpus Christi Terminal Railroad, Inc. (CCTR) 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 Surface Transportation Board (STB) Finance Docket No. 33436, decided August 5, 1997, CCTR filed a notice of exemption to lease and operate all of the lines owned by the Corpus Christi Authority of Nueces County, Texas, within the Corpus Christi, Texas terminal area, a distance of approximately 20 miles. A related STB decision, STB Finance Docket No. 33435, shows that CCTR is a wholly owned subsidiary of Genesee & Wyoming, Inc., a non-railroad employer.

Mr. William A. Jasper, Treasurer of CCTR, reported that CCTR interchanges with Union Pacific, Southern Pacific Transportation Co., Texas Mexican Railway, and Burlington Northern and Santa Fe. He advised that CCTR began operations and first paid employees on August 3, 1997.

Based on the information summarized above, it is determined that Corpus Christi Terminal 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 August 3, 1997, the date on which it began railroad operations and first paid employees.

  
Glen L. Bower

  
V. M. Speakman, Jr.

  
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