B.C.D. 01-76

EMPLOYER STATUS DETERMINATION SEP 26 2001

Maine Coast Railroad Corporation

This is the determination of the Railroad Retirement Board concerning the continuing status of Maine Coast Railroad Corporation (MCR), B.A. No. 3121, 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). MCR was ruled to be an employer under the RRA and RUIA effective August 26, 1990.

According to Mr. James E. Howard, attorney for MCR, the railroad ceased all operations and last compensated its employees on December 6, 2000. MCR operated its equipment on trackage which it leased from the State of Maine. Surface Transportation Board Authority for MCR's termination of service over the lines it leased is set forth in STB Finance Docket Numbers 31727 and 32271, both dated October 5, 2000. Although MCR has not been formally dissolved as a corporation, Mr. Howard advised that it has sold certain of its equipment and it is in the process of disposing of the balance of its assets over the next few months.

In view of the foregoing, it is the determination of the Railroad Retirement Board that the Maine Coast Railroad Corporation ceased being an employer under the RRA and RUIA effective December 6, 2000, the date as of which it terminated its operations.

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