

EMPLOYER STATUS DETERMINATION

Centrail Management

This is a determination of the Railroad Retirement Board concerning the continuing status of Centrail Management (Centrail) as an employer under the Railroad Retirement Act (45 U.S.C. §231 et seq.) and the Railroad Unemployment Insurance Act (45 U.S.C. §351 et seq.). Centrail (B.A. No. 9233) has been an employer under the Railroad Retirement Act and Railroad Unemployment Insurance Act since September 1, 1992.

Information in the file indicates that Central Railcar Management (B.A. No. 9231) and Central Railway Management (B.A. No. 9232) merged into Centrail Corporation (B.A. No. 9230) effective September 1, 1982. Following the merger, Centrail Corporation changed its name to Centrail Management. In Legal Opinion L-83-68, Centrail Management was found to be an employer covered by the Acts on September 1, 1982, and given B.A. No. 9233.

In a letter dated October 27, 1986, Mr. David E. Wasserstrom, President of Centrail, advised the agency that Centrail, along with several other entities, was "out of existence, or in bankruptcy". The file indicates that no action (e.g., an investigation into the continuing status of Centrail) was ever taken following this letter. No information was ever sent informing the Board of a date when Centrail was dissolved.

Recent research of the Pennsylvania bankruptcy courts by the Office of General Counsel did not reveal any records for Centrail. The agency librarian researched the Pennsylvania Secretary of State's records and found no records for an entity called Centrail Management.

Section 202.11 (20 CFR 202.11) of the Board's regulations states that:

The employer status of any company or person shall terminate whenever such company or person loses any of the characteristics essential to the existence of an employer status.

As indicated above, information available indicates that Centrail Management, as the corporate successor to Central Railcar Management and Central Railway Management became an employer under the Acts effective September 1, 1982. The research by the Division of Audit and Compliance, Office of General Counsel, the agency

librarian, as well as information contained in Centrail Management's file indicates that Centrail ceased to be an operational railroad in October 1986. The evidence of record establishes that Centrail Management no longer possesses the characteristics of a railroad carrier employer. The Board therefore finds that effective October 27, 1986, the date of notice to the Board that Centrail was no longer in existence, Centrail Management ceased being a covered employer under the Railroad Retirement and Railroad Unemployment Insurance Acts.

Original signed by:

FOR THE BOARD
Beatrice Ezerski
Secretary to the Board