

**EMPLOYER STATUS DETERMINATION
Chillicothe Brunswick Rail Maintenance Authority
(CBRM)**

This is a determination of the Railroad Retirement Board concerning the continuing status of Chillicothe Brunswick Rail Maintenance Authority (CBRM) 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.).

CBRM (B.A. # 2773) has been an employer under the Railroad Retirement Act and Railroad Unemployment Insurance Act since October 24, 1994.

The latest coverage information in the file for CBRM indicates that the Secretary of State for the State of Missouri administratively dissolved CBRM as of December 23, 2009. Mr. Robert Cowherd is the current registered agent for CBRM. Mr. Cowherd reported that CBRM does not provide rail services and ceased operations March 1, 2004. The date employees were last compensated was April 15, 2004. Mr. Cowherd further reported that there were no dissolution documents to provide since CBRM was administratively dissolved by the State of Missouri.

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.

Information in our coverage files indicates that CBRM was formed to operate a railroad and began operations October 24, 1994. CBRM was found to be covered under the Acts in B.C.D. 95-34. Further, CBRM was founded as a not for profit corporation and did not have any owners. The evidence of record establishes that CBRM has not functioned as a rail carrier in over 4 years and no longer possesses the characteristics of a railroad carrier employer.

The Board therefore finds that effective April 15, 2004, the date employees

were last compensated, Chillicothe Brunswick Rail Maintenance Authority 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