

EMPLOYER STATUS DETERMINATION
Alabama & Florida Railway Co.

This is the determination of the Railroad Retirement Board concerning the status of Alabama & Florida Railway Co. (A&F) 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. 32191, decided November 20, 1992, A&F filed a verified notice of exemption to acquire and operate a 76.66-mile rail line from Alabama & Florida, Inc. (BA No.2582) (Alabama), extending between milepost 547.54 at Georgiana, Alabama, and milepost 624.20 at Geneva, Alabama. The ICC decision stated that A&F would also acquire Alabama's right to operate a 2.9-mile rail line leased from the Andalusia & Conecuh Railroad Company, Inc. (BA No.4564), extending between mileposts S428+4706 and S425+5170 in Covington County, Alabama.

According to Daniel A. LaKemper, A&F's General Counsel, A&F began operations on November 23, 1992 and first hired employees that same date. A&F has 6 full-time and 2 part-time employees. A&F interchanges with CSX Transportation (BA No.1524) at Georgiana, Alabama.

Based upon the information summarized above, it is determined that Alabama & Florida Railway Co. became a rail carrier employer under the RRA and the RUIA effective November 23, 1992, the date that it began operations and that it first hired employees.

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