

EMPLOYER STATUS DETERMINATION
Illinois & Midland Railroad, Inc.

This is the determination of the Railroad Retirement Board regarding the status of Illinois & Midland Railroad, Inc. (I&MR) as an employer under the Railroad Retirement Act (45 U.S.C. §231 et seq.)(RRA) and Railroad Unemployment Insurance Act (45 U.S.C. §351 et seq.)(RUIA).

Information obtained indicates that I&MR, pre-assigned BA No. 2366, commenced operations on February 9, 1996, operating as a common carrier between Peoria, Illinois and Taylorville, Illinois. I&MR first compensated its approximately 70 employees on February 22, 1996, under an employer identification number of 16-1494333.

According to information filed March 1, 1996 under Surface Transportation Board Finance Docket No. 32862, I&MR acquired 98 miles of rail lines from the Chicago & Illinois Midland Railway Company (CIMR), BA No. 1306. The acquired rail lines extend from milepost 10 at Pekin, IL, to milepost 87 at Springfield, IL; and from milepost 100 at Camic, IL, to milepost 121 at Taylorville, IL. I&MR also acquired the interest of CIMR in 25.4 miles of overhead trackage rights over the line of railroad of the Peoria & Pekin Union Railway Company extending from milepost 0.0 at Peoria, IL, to milepost 10 at Pekin, IL; and the line of railroad of the Illinois Central Railroad Company extending from milepost 207.3 at Camic, IL.

Information in the record establishes that I&MR is a carrier by railroad within the meaning of section 1(a)(1)(i) of the RRA and that it began operations on February 9, 1996. Accordingly, the Board finds that effective with the start of business, February 9, 1996, Illinois and Midland Railroad, Inc. was a covered employer under the RRA and the RUIA.

Glen L. Bower

V. M. Speakman, Jr.

Jerome F. Kever

CCCook:SABartholow:ALChaney:alc:ik
IMR801.AC
C. 801-96