

**EMPLOYER STATUS DETERMINATION  
Camp Chase Railway Company, LLC (CCRY)**

This is a determination of the Railroad Retirement Board concerning the status of Camp Chase Railway Company, LLC (“CCRY” a.k.a. “CCRC” a.k.a. “CAMY”)<sup>1</sup> as an employer under the Railroad Retirement Act (45 USC § 231 *et seq.*) (“RRA”) and the Railroad unemployment Insurance Act (45 USC § 351 *et seq.*) (“RUIA”).

In Surface Transportation Board (“STB”) Finance Docket No. 35954, decided September 4, 2015, CCRY filed a verified notice of exemption to acquire and operate a rail line, consisting of approximately 14 miles between milepost 141.4 in Columbus, OH and milepost 155.4 in Lilly Chapel, OH. At the time of filing the rail line was owned by its previous owner, Camp Chase Railroad Company (“CCRA”).

Information regarding CCRY was provided by Kesha Lainhart, treasurer of CCRY. According to Ms. Lainhart, CCRY’s parent company is Indiana Boxcar Corp., a non-covered employer. The Chief Executive Officer of CCRY is R. Powell Felix. Ms. Lainhart stated that its first day of operations was October 1, 2015, and the first employee was compensated on the same day. The rail line has an interchange with CSX Transportation, Inc. (CSXT) and Norfolk Southern Railway (NS). Ms. Lainhart stated that the amount of business that CCRY will perform with each rail carrier was undetermined as of the time the response was provided. However, in its verified notice of exemption to the STB, CCRY certified that its projected revenues would not exceed \$5 million annually, and that it would not result in becoming a Class I or Class II carrier under CFR 1201 (1-1).

Section 1(a)(1) of the RRA, insofar as relevant here, defines a covered employer as:

- (i) any carrier by railroad subject to the jurisdiction of the Surface Transportation Board under Part A of subtitle IV of title 49;

Section 1 of the RUIA contains essentially the same definition, as does section 3231 of the Railroad Retirement Tax Act.

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<sup>1</sup> Camp Chase Railway Company, LLC is referred to as “CCRY” in its verified notice of exemption to the STB, dated August 28, 2015. It is referred to as “CCRC” in the RRB’s written inquiries, dated September 15, 2015. It is referred to as “CAMY” in its October 19, 2015 written response to RRB’s inquiries.

The evidence of record establishes that CCRY is a rail carrier operating in interstate commerce. Accordingly, it is determined that Camp Chase Railway, LLC become an employer within the meaning of section 1(a)(1)(i) of the RRA and the corresponding provision of the RUIA, effective October 1, 2015, the date it began operations and on which its employees were first compensated.

Original signed by:

FOR THE BOARD

Martha P. Rico

Secretary to the Board