

**EMPLOYER STATUS DETERMINATION  
FALLS ROAD RAILROAD CO., INC.**

This is the determination of the Railroad Retirement Board concerning the status of the Falls Road Railroad Co., Inc. (FRRR) 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).

By authority of Surface Transportation Board Finance Docket No. 33160, decided October 25, 1996, FRRR acquired from Conrail a line of railroad which extends a total of 41.69 route miles from Lockport, NY to Brockport, NY, exchanging at Lockport with Conrail. Employees were first compensated on October 15, 1996, and actual operations began on November 4, 1996. FRRR is a wholly-owned subsidiary of Genesee Valley Transportation Co., Inc., a non-carrier.

Based on the information summarized above, it is determined that the Falls Road Railroad Co., Inc. became a rail carrier employer under the RRA and RUIA on October 15, 1996, the date on which employees were first compensated.

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Glen L. Bower

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V. M. Speakman, Jr.

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Jerome F. Kever