

EMPLOYER STATUS DETERMINATION

New York & Greenwood Lake Railway Company (NY&G)

This is the determination of the Railroad Retirement Board regarding the status of New York & Greenwood Lake Railway Company (NY&G) 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).

According to J. R. Wilson, CEO, NY&G commenced operations on July 22, 1996, operating 1.8 route miles as a common carrier between Garfield, New Jersey, and Passaic, New Jersey. NY&G first compensated its employees on July 31, 1996.

According to information filed August 9, 1996, under Surface Transportation Board Finance Docket No. AB-167, (Sub-No. 1151X), NY&G acquired 1.8 miles of rail lines from Conrail, (BA No. 1321). The acquired rail lines extend from milepost 0.0 near Garfield, New Jersey, to milepost 1.8 near Monroe St., in the city of Passaic, located in Bergen and Passaic Counties, New Jersey.

Information in the record establishes that NY&G began operations on July 22, 1996. Accordingly, the Board finds that effective with the start of business, July 22, 1996, New York & Greenwood Lake Railway Company was a covered employer under the RRA and the RUIA.

Glen L. Bower

V. M. Speakman, Jr.

Jerome F. Kever

