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December 11, 1936.

Dear Mr. Cook:

Acknowledgment is made of your letter of December 7, 1936, with reference to the Cincinnati & Lake Erie Railroad Company.

There are no steps that the employees of that Company may take at this time in order to permit them to come under the terms of the Railroad Retirement Act of 1935. Applications for annuities may be filed by those who consider themselves qualified under the provisions of the Act. Whether or not that Company is a "carrier" as defined by Section 1 (a) of the Act will be determined by the Board upon its own investigation. The Board's decision may be challenged by any party interested, and the Interstate Commerce Commission would then be called upon to hold a hearing to determine the question on the basis of the evidence submitted at such hearing.

Your letter also inquires about "a hearing in regard to the Retirement Act and the Electric Roads of Indiana". I believe you have reference to a matter before the Interstate Commerce Commission, on Electric Railway Docket No. 1, "In the Matter of the Petition of Bowman Elder, as Receiver, to determine the status of Indiana Railroad under Railroad Retirement Act of 1935." The hearing which was set for June 22, 1936, was, on June 17, 1936, postponed by the Interstate Commerce Commission to a date to be hereafter fixed.

Very truly yours,

Mr. Walter Cook, Treasurer
Division 852
Amalgamated Assn. of Street &
Electric Railway Employees
823 North Elizabeth Street
Lima, Ohio

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