

APR 13 1964

Director of Wage and Service Records

64-90

General Counsel

Lehigh and New England Railroad Company
Cessation of employer status

By reason of being a carrier by railroad subject to part I of the Interstate Commerce Act, the above-mentioned company has been an employer within the meaning of the Railroad Retirement Act and the Railroad Unemployment Insurance Act. Its name appears in the Employer Status List under Item No. 3626, with the period of creditable service shown as April 2, 1895 to date.

In a certificate and order dated September 26, 1961, the Interstate Commerce Commission approved and authorized the abandonment by the company of its line of railroad. Lehigh & New England Railroad Company Abandonment of Lines and Operations, Finance Docket No. 21155, ICC.

In letters dated November 9, 1961, and April 2, 1964, Mr. F. E. Valkenburg, Comptroller and Secretary, Lehigh and New England Railroad Company, and Mr. Frank J. Baffi, Comptroller, LNC Corporation, respectively, stated that the company ceased all rail operations as to intrastate and interstate commerce on October 31, 1961; that tariffs, concurrences and powers of attorney on file with the Interstate Commerce Commission were cancelled on November 1, 1961; that the railroad properties and equipment have been partly disposed of; that the company last had compensated employees on December 31, 1963, and that the company has not as yet been dissolved.

On the basis of the foregoing, I conclude that as of January 1, 1964, the Lehigh and New England Railroad Company ceased to be an employer within the meaning of the Railroad Retirement Act and the Railroad Unemployment Insurance Act.

Appropriate Form G-341 will be released giving effect to the foregoing conclusion.

Myles F. Gibbons
General Counsel

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