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The Director of Wage and Service Records

The General Counsel

Kelley's Creek Barge Line, Inc.



The above-mentioned company, by reason of being under common control with a carrier by railroad subject to part I of the Interstate Commerce Act (Kelley's Creek and Northwestern Railroad Company) and being engaged in the performance of services in connection with the transportation of property by railroad, 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. 3405, with the period of creditable service shown as July 21, 1931 to date.

Form BA-5 for the second quarter of 1953 shows compensation paid employees for the month of April and none thereafter, and bears the notation "Final".

In a letter of August 12, 1953 Mr. Steiss, Assistant Treasurer, Kelley's Creek and Northwestern Railroad Company, states that the Kelley's Creek Barge Line, Inc. was sold to the Kelley's Creek and Northwestern Railroad Company on April 30, 1953 and that as of that date its employees were transferred to the railroad company.

On the basis of the foregoing, it is concluded that as of May 1, 1953 the Kelley's Creek Barge Line, Inc. 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

HPC/dac