

DEPARTMENT OF LABOR

Wage and Hour Division

May 28, 1940

LEGAL FIELD LETTER NO. 19

SUBJECT: Attached Opinions

Copies of recent opinions on subjects indicated below are furnished herewith for your information:

MEMORANDA

<u>Date</u>	<u>From</u>	<u>To</u>	<u>Subject</u>
4/1/40	George A. McNulty (DC)	A. L. Fletcher	New Way Hosiery Company, Phila., Pa., File 37-1361 (Hosiery Order Coverage with respect to the purchasing for resale of finished full-fashioned hosiery, or operations auxiliary to the entire business of the New Way Hosiery Co.)
4/16/40	Philip B. Fleming (MCD)	Wesley Ash	Applicability of Section 13(a)(10) to dried fruit industry.
4/9/40	Joseph Rauh (ILS)	Dorothy M. Williams	Section 7(c); where the same crew is used in various establishments.
3/27/40	Joseph Rauh (ILS)	Richard E. Cotton	Opinion re digging up and balling shrubs and trees.
3/23/40	Joseph Rauh (KCR)	Alex Elson	Letters dated March 4, 1940, from you to Mr. George W. Gates and Mr. Harold A. Becker. Symbols LE:CK-F (Employee given work by contract while temporarily laid off - employer-employee relationship).
3/23/40	Joseph Rauh (CAA)	Charles R. Hersum	Request for interpretation. (Equivalent time off - whether in computing restitution the employer may be given credit for the amounts so paid while the employees were off duty.)

Legal Field Letter No. ___ (Continued)

<u>Date</u>	<u>From</u>	<u>To</u>	<u>Subject</u>
3/21/40	Joseph Rauh (CAA)	Alex Elson	National Carloading Corporation, Chicago, Illinois In reply to your memorandum of January 5, 1940. File No. 12-345 (Using of agreed number of hours to determine regular rate of pay where agreed hours are in excess of hours actually worked or if employee works a fluctuating number of hours.)

Issued May 28, 1940

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