

RESTITUTION - ROSE MANUFACTURING CO.

The Court's final determination of restitution of back wages due the employees of Rose Manufacturing Co., is as follows:

Total restitution . . . . .	\$5,212.00
PAID by Columbia to home- workers for Rose Mfg. Co. . . . .	<u>1,944.00</u>
Leaving Rose Mfg. Co.'s share at . . . . .	\$3,268.00

The \$3,268.00 has been allocated as follows:

To homeworkers of the firm . . . . .	\$2,506.00
To factory workers . . . . .	556.13
Adjustments . . . . .	153.75
Allowance for S. S. . . . .	<u>52.12</u>
	\$3,268.00

The homework figures for restitution were obtained by having the firm submit individual records showing amounts paid weekly to each homeworker, and the total from October 24, 1938, until approximately August 14, 1939. Each homeworker was given .908% of her earnings during this period as the amount of back wages due her.

The factory workers figures were secured as follows: The firm submitted individual records showing the number of days worked each week and the amounts earned weekly and the total payment from August 14, 1939, until the third week in January, 1940. As the firm had pleaded guilty to falsification of these records, the Inspector merely used the records submitted as a guide. He interviewed a dozen factory workers, both Mr. and Mrs. Rosen, and a Miss Epstein, the bookkeeper, and made adjustments from the original factory payroll records submitted. After final figures had been computed additional interviews with factory workers held at the factory with Mr. and Mrs. Rosen present led to further adjustments.

Of the 31 factory workers, 6 were not included in the final restitution figures, 2 because they were hourly workers receiving the legal rate of pay, and 4 piece workers whose speed enabled them to earn more than the minimum.

Twenty-five (25) factory workers received restitution in the following manner: Using the firm's records as a guide, the fast workers were given the exact amount due between their piece work earnings and the legal amount due, figuring 8 hours as a normal day's work. The

slower workers were given an additional one-half hour each day to their credit, as interviews disclosed that the slower workers used at least one-half their lunch hour in order to increase their piece-work earnings. In 5 cases where the factory workers took home work occasionally an additional \$5.00 were added to the amounts they received.

In the folder marked "Rose Manufacturing Co. - Restitution" are cards showing the amount received by each individual home worker and the basis for that determination.

The \$153.75 has been set aside to settle any disputed claims, or to provide for any legitimate claims not listed on the firm's records. Should no such claim arise - and at this time none is expected - the monies will be distributed in equal amounts to homeworkers who are entitled to at least \$10 in back wages.

Payments to employees have been made as follows:

On April 1	-	\$1,944.00	(By Columbia Mills)
" "	-	140.56	(By Rose Mfg. Co.)
Aug. 16	-	1,182.31	
" "	-	556.13	(To Factory Workers)
Still unpaid		<u>1,388.50</u>	
Total		\$5,212.00	

Receipts will be forwarded when final payment is made.

Raymond Lewis,  
Inspector.