

WEEKLY REPORT ON MAJOR OPERATING STATISTICS

WAGE AND HOUR DIVISION

Week Ending October 3, 1939

Prepared by  
Economic Section  
Wage-Hour Standards Branch  
Wage and Hour Division  
October 5, 1939

(2157)

Oct 3 1939

EXPLANATORY NOTES  
WEEKLY REPORT OF MAJOR OPERATING STATISTICS  
COOPERATION AND INSPECTION BRANCH

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Beginning with this report operating statistics covering the activities of the Learners' Unit of the Hearings and Exemptions Section are included. The data covering these activities are presented in items P through T.

A change has been made in the form of presentation of data covering the activity of the Legal Branch which is presented in items I through K. This change does not affect the substantive data reported, but merely tends to clarify the description of certain of the activities.

Data on restitution presented in Section H are now more complete. Formerly information on restitution was obtained from the restitution receipts received in the central office from the field offices. In a large number of cases the receipts were not submitted. At present the "Weekly Field Office Activity Report" from CI-42 furnishes complete information on restitution.

The following items, ordinarily presented in this report will be temporarily discontinued until the decentralization program becomes effective:

- Item A. Status of Complaints Received for Analysis
- Item B. Complaints Analyzed Classified by Type
- Item C. Action Taken on Complaints Indicating Violations
- Item D. Status of Cases Transmitted to Field Representatives

For the latest available information on the data covered in these items refer to the report of September 12, 1939.

WEEKLY REPORT OF MAJOR OPERATING STATISTICS  
 Cooperation and Inspection Branch  
 Week Ending October 3, 1939

Item	This Week	Cumulative Total
<b>E. <u>Examination of Regular Inspection Reports</u> 1/</b>		
1. Total Regular Inspection Reports received 2/	<u>38</u>	<u>2170</u>
2. Total reports examined	<u>64</u>	<u>2082</u>
a. Original reports	<u>36</u>	<u>1560</u>
b. Additional reports 2/	<u>28</u>	<u>522</u>
3. Percent of reports examined to total received		<u>95.9%</u>
4. Percent of reports returned for further investigation		<u>74.3%</u>
5. Balance on hand at close of business	<u>88</u>	
<b>F. <u>Cases Examined Classified by Action Recommended</u></b>		
1. Total examined (Same as E-2-a)	<u>36</u>	<u>1560</u>
2. Closed or dropped	<u>22</u>	<u>535</u>
a. Closed	<u>19</u>	<u>276</u>
(1) By settlement	<u>17</u>	<u>213</u>
(2) Because violation was minor	<u>2</u>	<u>63</u>
b. Dropped	<u>3</u>	<u>259</u>
(1) Because no violation was found	<u>2</u>	<u>185</u>
(2) Because firms were not covered	<u>1</u>	<u>74</u>
3. Returned for further investigation or held for legal action	<u>14</u>	<u>1025</u>

1/ Figures adjusted to inventory of September 26, 1939.

2/ Additional reports are submitted on cases requiring further investigation after the original report on the inspection has been received.

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WEEKLY REPORT OF MAJOR OPERATING STATISTICS--Continued  
 Cooperation and Inspection Branch  
 Week Ending October 3, 1939

Item	This Week	Cumulative Total
G. <u>Status of Cases Under Investigation, Closed</u> <u>Dropped, or on Hand</u>		
1. Cases transmitted for inspection <u>1/</u>	<u>0</u>	<u>6027</u>
2. Cases closed or dropped (Same as F-2)	<u>22</u>	<u>535</u>
3. Percent of cases closed or dropped to total transmitted		<u>8.9%</u>
4. Cases still open at close of business	<u>5492</u>	
H. <u>Number of Employees Affected and Amount of</u> <u>Back Payment Made in Cases Under Investigation</u>		
1. Employees receiving back payment	<u>265</u>	<u>6309</u>
2. Amount of back payment	<u>\$6,275</u>	<u>\$125,005</u>

1/ Includes 206 inspections made in the field without complaint being filed.

WEEKLY REPORT OF MAJOR OPERATING STATISTICS--Continued  
 Legal Branch  
 Week Ending October 3, 1939

Item	This Week	Cumulative Total
<b>I. <u>Status of Cases Referred to Legal Branch for Enforcement Proceedings</u></b>		
1. Total	<u>5</u>	<u>366</u>
2. Total acted on:	<u>7</u>	<u>255</u>
a. Cases referred to Department of Justice (J1 minus J5)	<u>2</u>	<u>66</u>
b. Civil actions instituted <sup>1/</sup>	<u>2</u>	<u>42</u>
c. Cases returned to Cooperation and Inspection Branch <sup>1/</sup>	<u>3</u>	<u>147</u>
3. Pending action at end of week	<u>111</u>	
<b>J. <u>Status of Cases Referred to Department of Justice by Legal Branch</u></b>		
1. Total (Same as A2a)	<u>2</u>	<u>71</u>
2. Criminal actions instituted	<u>3</u>	<u>43</u>
a. By information	<u>0</u>	<u>8</u>
b. By indictment	<u>3</u>	<u>35</u>
3. Criminal actions closed	<u>1</u>	<u>25</u>
a. Defendant plead guilty	<u>1</u>	<u>25</u>
b. Defendant found guilty (after trial)	<u>0</u>	<u>0</u>
c. Defendant acquitted (after trial)	<u>0</u>	<u>0</u>
d. Defendant fined (approximate)	<u>-</u>	<u>\$183,500</u>
4. Criminal actions pending	<u>18</u>	
5. Number of cases returned to Legal Branch by Department of Justice	<u>0</u>	<u>5</u>
6. Number of cases under consideration by Department of Justice	<u>23</u>	

<sup>1/</sup> Includes cases returned to Legal Branch by Department of Justice because not suitable for criminal action.

WEEKLY REPORT OF MAJOR OPERATING STATISTICS--Continued  
 Legal Branch  
 Week Ending October 3, 1939

Item	This Week	Cumulative Total
<u>K. Status of Civil Actions Instituted by Legal Branch</u>		
1. Total	<u>2</u>	<u>42</u>
2. Cases closed (in district courts)	<u>2</u>	<u>39</u>
a. Injunction granted	<u>2</u>	<u>37</u>
(1) contested	<u>0</u>	<u>0</u>
(2) uncontested (consent decree)	<u>2</u>	<u>37</u>
b. Injunction denied	<u>0</u>	<u>2</u>
3. Cases pending (in district courts)	<u>3</u>	
4. Cases pending on appeal from adverse decisions	<u>0</u>	<u>1</u>
5. Appeals from adverse decisions under consideration	<u>0</u>	<u>0</u>

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WEEKLY REPORT OF MAJOR OPERATING STATISTICS--Continued  
Hearings and Exemptions Section  
Handicapped Workers Unit  
Week Ending October 3, 1939

Item	This Week	Cumulative Total
<b>L. <u>Status of Applications</u></b>		
1. Pending at beginning of week	<u>83</u>	
2. Received	<u>43</u>	<u>5222</u>
3. Total available for action	<u>126</u>	
4. Total acted on	<u>74</u>	<u>5170</u>
5. Pending action at end of week	<u>52</u>	
<b>M. <u>Status of Applications Acted on</u></b>		
1. Total number acted on (Same as A-4)	<u>74</u>	<u>5170</u>
a. Certificates granted	<u>59</u>	<u>2111</u>
b. Applications denied	<u>- 8</u>	<u>2516</u>
c. Applications suspended	<u>23</u>	<u>540</u>
d. Applications cancelled or withdrawn	<u>-</u>	<u>3</u>
<b>N. <u>Requests for Reconsideration</u></b> (Figures used indicate number of employees involved)		
1. Pending at beginning of week	<u>1</u>	
2. Received	<u>17</u>	<u>962</u>
3. Total available for reconsideration	<u>18</u>	
4. Number reconsidered	<u>13</u>	<u>957</u>
5. Pending reconsideration at end of week	<u>5</u>	

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WEEKLY REPORT OF MAJOR OPERATING STATISTICS—Continued  
Hearings and Exemptions Section  
Handicapped Workers Unit  
Week Ending October 3, 1939

Item	This Week	Cumulative Total
<b>O. <u>Decision After Reconsideration</u></b>		
1. Total reconsidered (Same as C-4)	<u>13</u>	<u>957</u>
a. Denial reversed	<u>8</u>	<u>471</u>
b. Denial sustained	<u>-</u>	<u>343</u>
c. Certificate cancelled	<u>-</u>	<u>8</u>
d. Certificate sustained	<u>-</u>	<u>34</u>
e. Certificate rate increased	<u>2</u>	<u>2</u>
f. Certificate rate decreased	<u>-</u>	<u>35</u>
g. Held for further information	<u>3</u>	<u>64</u>

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WEEKLY REPORT ON OPERATING STATISTICS--Continued  
Hearings and Exemptions Section  
Learners' Application Unit  
Week Ending October 3, 1939

Item	This Week	Cumulative Total
<b>P. <u>Status of Application</u></b>		
1. Received	<u>44</u>	<u>999</u>
2. Total acted on	<u>25</u>	<u>734</u>
3. Pending action at end of week	<u>265</u>	
<b>Q. <u>Action Taken on Criminal Applications</u></b>		
1. Total acted on (Same as A-2)	<u>25</u>	<u>734</u>
2. Certificates issued	<u>25</u>	<u>497</u>
3. Applications denied	<u>0</u>	<u>179</u>
4. Applications suspended awaiting industry hearings or findings	<u>0</u>	<u>48</u>
5. Applications canceled (invalid or withdrawn)	<u>0</u>	<u>10</u>
<b>R. <u>Status of Cases Held for Reconsideration After Approval or Denial</u></b>		
1. Held for reconsideration this week	<u>1</u>	<u>54</u>
2. Reconsideration cases acted on	<u>0</u>	<u>22</u>
3. On hand for reconsideration at end of week	<u>32</u>	
<b>S. <u>Decision after Reconsideration</u></b>		
1. Total cases acted on (Same as C-2)	<u>0</u>	<u>22</u>
2. Certificates affirmed	<u>0</u>	<u>2</u>
3. Certificates Reversed	<u>0</u>	<u>1</u>
4. Denials affirmed	<u>0</u>	<u>16</u>
5. Denials Reversed	<u>0</u>	<u>3</u>
<b>T. <u>Conferences or Hearings Held</u></b>	<u>0</u>	<u>18</u>