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Feb 15 1940

SEMI-MONTHLY REPORT OF MAJOR OPERATING STATISTICS  
WAGE AND HOUR DIVISION  
FEBRUARY 15, 1940

Prepared by  
Research and Statistics Branch  
Wage and Hour Division  
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(3474)

SEMI-MONTHLY REPORT OF MAJOR OPERATING STATISTICS

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INTRODUCTION

This semi-monthly report of major operating statistics covers the half month from February 1 through February 15, 1940, inclusive, and presents salient information covering operations for the period. Cumulative data from the beginning of the Act through February 15, 1940 are also presented. Certain of the data on enforcement and litigation, which are presented in Sections A to I, inclusive, are also presented in a series of appendix tables which show regional as well as summary totals. These tables are numbered to correspond with the sections of the main report which they amplify.

Several of the tables in the appendix now afford a quick comparison of the net change in the activity reported, cumulatively from one report period to another and separately from one reporting interval to another.

VOLUME OF WORK

Final action was taken on 162 cases this semi-monthly period. This represents an increase of 17 per cent over the 140 cases on which final action was taken during the preceding period. In addition there were only 1,119 establishments found to require inspection during the first 15 days of February, as compared with 1,298 establishments found to require inspection during the last half of January. This represents a decrease of 14 per cent. Thus, while there was an increase during the period of 957 cases pending final action, the rate of increase was only 5 per cent during this reporting period, as compared with an increase of slightly more than 6 per cent during the previous period.

Complaints were received against 1,275 establishments. This represented a slight decrease of 61 complaints or not quite 5 per cent from the 1,336 establishments complained against during the last 15 days of January. Based on the analysis of complaints, four out of every five establishments appear to require inspection. As of February 15, 1940 there have been 30,362 establishments complained against and of these, 21,547 have been found to require inspection.

### STATUS OF INSPECTIONS

Of the 21,547 inspections required, 2,731 or 12 per cent have been completed and 18,816 or 88 per cent are pending completion. During this reporting period 173 inspection assignments were completed, one more than the 172 inspection assignments completed during the last 15 days of January.

Of the 18,816 inspections pending completion, 3,997 or 21 per cent are in the process of inspection, and 14,819 or 79 per cent are pending assignment. The inspections in process include those which may be in the inspector's brief case pending the completion of his previous assignments, those on which the inspector is actually working, and those on which reports have been submitted to the supervising inspectors for review by them before being forwarded to Washington.<sup>1/</sup>

The 172 inspection assignments completed represent an average of seven-tenths of an inspection assignment completed during this reporting period for each of the 251 inspectors on duty. There is an average of approximately 16 inspections in process per inspector and an average of approximately 59 inspections pending assignment per inspector. During the period approximately one inspection was added to the work assigned to each inspector and two more inspections were accumulated to his prospective work load.

### CASES ON WHICH FINAL ACTION HAS BEEN TAKEN

During the last 15 days final action was taken on 162 cases, making a total of 1,423 cases finally acted upon to date. Of this total, 981 or 69 per cent were closed by settlement -- that is, the violations have been corrected and restitution secured for the employees affected; 285, or 20 per cent, were closed after inspection disclosed no violation; and 157, or 11 per cent, were dropped after it was found that the employers were not covered by the provisions of the Fair Labor Standards Act. From these figures, it appears that approximately one case in ten is dropped because of lack of coverage, and of the cases closed at least four out

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<sup>1/</sup> An inspection is now considered completed when the report on the inspection is transmitted to Washington. Upon revision of the semi-monthly report, an inspection will be considered completed when the inspector turns in his case report to the supervising inspector for review. These data are not now reported.

of five are closed after the correction of violations and the securing of restitution. Of the 162 cases given final action during this reporting period, 118, or 73 per cent, were closed by settlement; 30, or 19 per cent, were closed because no violation was disclosed; and 14, or 9 per cent, were dropped because the firm was not covered by the Act.

During this half month restitution amounting to \$86,290.90 was secured for 4,015 employees in 118 cases. The total amount of restitution secured to date is \$641,438.01 paid to 33,351 employees in 981 cases. These figures include only cases which have been closed after all the restitution due has been secured. It does not include cases where partial payment has been made. Preliminary estimates of restitution found owed to employees affected by violations of the Fair Labor Standards Act, based on reports of inspectors, indicate that the amount of restitution involved exceeds \$3,000,000 at this time. This figure does not include estimates on several large cases, such as the Swift Company case, which alone appears to involve about 150,000 employees and between \$3,000,000 and \$4,000,000 in back wages.

The average amount of restitution paid per case is \$653.86. The average amount of restitution received by each employee is \$19.23. However, the average amount received by each employee varies from as low as \$9.45 in Region I to as high as \$70.43 in Region XI.

#### LITIGATION

During the first half of February legal actions were instituted in 25 cases, of which 22 were by civil suits and 3 were by criminal actions. Of the three criminal actions, one was instituted by information and two by indictment. During this period consent decrees were entered in 20 cases. No decisions on criminal cases pending were rendered.

To date there have been 205 legal actions instituted, of which 133 were civil suits and 72 were criminal actions. There have been 166 cases in which legal action has been completed, 124 of which were completed by civil action and 42 by criminal action. There are now 39 cases pending decision in the court. Of these,

nine were civil actions and 30 were criminal actions. In addition, the Legal Branch and the Department of Justice have considered 183 cases, which were returned to the Cooperation and Inspection Branch because they were considered not suitable for legal action. There are at present under consideration 108 cases by the Legal Branch and 37 by the Department of Justice. As shown in Section I, approximately one inspection out of every 13 has been followed up by legal action.

#### HANDICAPPED WORKERS' APPLICATIONS

There have been 6,794 applications submitted requesting special certificates for handicapped workers, which would exempt these workers from receiving the minimum wage rate prescribed by the Act. Final action has been taken on 5,749 or 85 per cent of these. Of the remainder, 984 or 15 per cent have been suspended pending further information before final action may be taken, and 61, or nine-tenths of one per cent, are pending consideration. Of the 5,749 which have been acted on, certificates have been granted or denied in 5,701 cases, or 99.2 per cent, and the applications have been cancelled, withdrawn or found to require no certificate in 48, or eight-tenths of one per cent. Of the 5,701 applications in which certificates were granted or denied, certificates were granted on 3,081 applications (54 per cent) and were denied for 2,620 applications (46 per cent). Of the 3,081 certificates granted, 575 were granted upon reconsideration after they had been previously denied.

#### LEARNERS' APPLICATIONS

A total of 1,681 applications have been received requesting special certificates for learners, which would exempt these workers from receiving the minimum wage prescribed by the Act during the period of their training. Final action has been taken on 1,455 applications or 87 per cent of the total received. Of the remainder, 13 applications or eight-tenths of one per cent have been suspended pending further action, and 213 applications or 13 per cent are awaiting consideration.

Of the 1,455 applications on which final action has been taken, certificates have been granted to the employer in 1,120 cases or 77 per cent of the total; and

certificates have been denied for 326, or 25 per cent. The remaining 9 which constitute six-tenths of one per cent of the total were cancelled or withdrawn.

As a result of an inventory of the records in the Learners' Unit, revisions have been made in the cumulative data reported in Items N and O. Thus, the cumulative totals of the preceding report plus the data for the current reporting period will not agree with the cumulative data reported herein.

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ENFORCEMENT

Item	Additional This Half Month	Cumulative Total
<b>A. <u>Establishments Against Which Complaints Have Been Filed</u></b>		
1. Total establishments complained against	<u>1,275</u>	<u>30,362</u> <sup>a/</sup>
2. Establishments for which inspections have been required <u>1/</u>		
Number	<u>1,119</u>	<u>21,547</u>
Per cent of total		<u>70.9%</u>
3. Establishments not requiring inspection <u>2/</u>		
Number	<u>219</u>	<u>5,060</u>
Per cent of total		<u>16.7%</u>
4. Establishments on which decision on inspection is pending <u>3/</u>		
Number	<u>-63</u> <sup>b/</sup>	<u>3,755</u> <sup>a/</sup>
Per cent of total		<u>12.4%</u>

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1/ Establishments require inspection when complaints filed against them are analyzed "violation indicated".

2/ Establishments are considered not to require inspection when the complaints filed against them are analyzed "no violation".

3/ Establishments on which decision on inspection is pending are those against which complaints have been filed which have not been finally classified.

a/ Adjusted figure.

b/ During this half month 1,275 establishments were complained against, but complaints against 1,338 establishments were finally classified, thus reducing the number of establishments on which decision on inspection is pending by 63.

SEMI-MONTHLY REPORT OF MAJOR OPERATING STATISTICS—Continued  
February 15, 1940

## ENFORCEMENT

Item	Additional This Half Month	Cumulative Total
<b>B. <u>Status of Inspections Required (Based on Complaints)</u></b>		
1. Inspections required (Same as A-2)	<u>1,119</u>	<u>21,547</u>
2. Inspections completed <u>1/</u>		
Number	<u>173</u>	<u>2,731</u>
Per cent of total required		<u>12.7%</u>
3. Inspections pending completion		
Number	<u>946</u>	<u>18,816</u>
Per cent of total required		<u>87.3%</u>
a. Inspections in process <u>2/</u>		
Number	<u>306</u>	<u>3,997</u>
Per cent of total required		<u>18.6%</u>
Per cent of total pending completion		<u>21.2%</u>
b. Inspections pending assignment		
Number	<u>640</u>	<u>14,819</u>
Per cent of total required		<u>68.7%</u>
Per cent of total pending completion		<u>78.8%</u>

1/ An inspection is now considered completed when the report on the inspection is transmitted to Washington. Upon revision of the semi-monthly report, an inspection will be considered completed when the inspector turns in his case report to the supervising inspector for review. These data are not now reported.

2/ These data include inspection assignments on cases which have not yet become "active inspections".

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February 15, 1940

ENFORCEMENT

Item	Additional This Half Month	Cumulative Total
<b>C. Status of Inspections Reported to Washington</b>		
1. Total inspections reported (Same as B-2)	<u>173</u>	<u>2,731</u>
2. Cases on which final action has been taken		
Number	<u>162</u>	<u>1,423</u>
Per cent of total reported		<u>52.2%</u>
3. Cases in process of legal action <u>1/</u>		
Number	<u>5</u>	<u>39</u>
Per cent of total reported		<u>1.4%</u>
4. Cases in process of further inspection		
Number	<u>-17</u> <sup>a/</sup>	<u>853</u>
Per cent of total reported		<u>31.2%</u>
5. Cases under review by Legal Branch and Department of Justice <u>2/</u>		
Number	<u>-8</u> <sup>b/</sup>	<u>145</u>
Per cent of total reported		<u>5.3%</u>
6. Cases under review by Central Office or in transmission between Washington and Field		
Number	<u>31</u>	<u>271</u>
Per cent of total reported		<u>9.9%</u>

1/ Includes cases on which legal action has been instituted but on which the court has not rendered a decision.

2/ Includes cases being considered for legal action by the Legal Branch or the Department of Justice.

a/ During this half month 44 cases were assigned for further inspection and additional inspection was completed on 61 cases, thereby reducing the cases in process of further inspection by 17.

b/ During this half month the Legal Branch and the Department of Justice received 25 cases for consideration and acted on 33, thus reducing the number under consideration by 8.

SEMI-MONTHLY REPORT OF MAJOR OPERATING STATISTICS—Continued  
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## ENFORCEMENT

Item	Additional This Half Month	Cumulative Total
<b>D. Cases On Which Final Action Has Been Taken</b>		
<u>Classified By Type of Action Taken</u>		
1. Total on which final action has been taken (Same as C-2)	<u>162</u>	<u>1,423</u>
2. Closed		
Number	<u>148</u>	<u>1,266</u>
Per cent of total on which final action has been taken		<u>89.0%</u>
a. Closed by settlement		
Number	<u>118</u>	<u>981</u> <sup>a/</sup>
Per cent of total on which final action has been taken		<u>69.0%</u>
Per cent of total closed		<u>77.5%</u>
b. Closed because no violation was found		
Number	<u>30</u>	<u>285</u> <sup>a/</sup>
Per cent of total on which final action has been taken		<u>20.0%</u>
Per cent of total closed		<u>22.5%</u>
3. Dropped		
Number	<u>14</u>	<u>157</u>
Per cent of total on which final action has been taken		<u>11.0%</u>
<b>E. Summary of Restitution Made and Number of Employees Receiving Restitution <sup>1/</sup></b>		
1. Number of cases closed by settlement (Same as D-2a)	<u>118</u>	<u>981</u> <sup>a/</sup>
2. Employees receiving back payment	<u>4,015</u>	<u>33,351</u>
3. Amount of restitution	<u>\$86,290.90</u>	<u>\$641,438.01</u>
4. Average amount of restitution per case		<u>\$ 653.86</u>
5. Average amount of restitution per employee		<u>\$ 19.23</u>

<sup>a/</sup> Adjusted figure.

<sup>1/</sup> Based on best data available. There is no complete record of the restitution made in cases closed during the early period of enforcement. Data on restitution are limited to actual payments of back wages. A survey indicates that over \$3,000,000 in back wages have been found due in inspections made or in process.

SEMI-MONTHLY REPORT OF MAJOR OPERATING STATISTICS—Continued  
February 15, 1940

LITIGATION

Item	This Half Month	Cumulative Total
<b>F. <u>Status of Cases Referred to Legal Branch for Enforcement Proceedings</u></b>		
1. Total	<u>25</u>	<u>533</u>
2. Total acted on:	<u>37</u>	<u>425</u>
a. Cases referred to Department of Justice (G-1 minus G-5)	<u>7</u>	<u>109</u>
b. Civil actions instituted	<u>22</u>	<u>133</u>
c. Cases returned to Cooperation and Inspection Branch	<u>8</u>	<u>183</u>
3. Pending action		<u>108</u>
<b>G. <u>Status of Cases Referred to Department of Justice by Legal Branch</u></b>		
1. Total	<u>7</u>	<u>124</u>
2. Criminal actions instituted	<u>3</u>	<u>72</u>
a. By information	<u>1</u>	<u>20</u>
b. By indictment	<u>2</u>	<u>52</u>
3. Criminal actions closed	<u>0</u>	<u>42</u>
a. Defendant plead guilty	<u>0</u>	<u>42</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. Fines imposed (approximate)	\$ <u>    </u>	<u>\$254,850</u>
(1) Collected	\$ <u>    </u>	<u>\$122,500</u>
(2) Suspended	\$ <u>    </u>	<u>\$132,350</u>
4. Criminal actions pending		<u>30</u>
5. Number of cases returned to Legal Branch by Department of Justice	<u>0</u>	<u>15</u>
6. Number of cases under consideration by Department of Justice		<u>37</u>

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LITIGATION

Item	This Half Month	Cumulative Total
<b>H. <u>Status of Civil Actions Instituted by Legal Branch</u></b>		
1. Total (Same as F-2b)	<u>22</u>	<u>133</u>
2. Cases closed (in district courts)	<u>20</u>	<u>124</u>
a. Injunction granted	<u>20</u>	<u>122</u> a/
(1) Contested	<u>0</u>	<u>0</u>
(2) Uncontested (consent decree)	<u>20</u>	<u>122</u>
b. Injunction denied	<u>0</u>	<u>2</u> b/
3. Cases pending (in district courts)		<u>9</u>
 <b>I. <u>Ratio of Legal Action Instituted to Inspections Made</u></b>		
1. Inspections completed	<u>173</u>	<u>2,731</u>
2. Cases on which legal action has been instituted	<u>25</u>	<u>205</u>
a. Criminal actions instituted (Same as G-2)	<u>3</u>	<u>72</u>
b. Civil actions instituted (Same as H-1)	<u>22</u>	<u>133</u>
3. Ratio of legal actions instituted to inspections completed		<u>7.5%</u>

a/ Includes one case in which two consent decrees were entered.

b/ One of the cases in which an injunction was denied is pending appeal.

SEMI-MONTHLY REPORT OF MAJOR OPERATING STATISTICS—Continued  
February 15, 1940

EXEMPTIONS  
HANDICAPPED WORKERS' APPLICATIONS

Item	Additional This Half Month	Cumulative Total
<b>J. <u>Status of Applications for Handicapped Workers'</u> <u>Certificates Received</u></b>		
1. Received	<u>72</u>	<u>6,794</u>
2. Total on which final action has been taken <sup>1/</sup>		
Number	<u>61</u>	<u>5,749</u>
Per cent of total received		<u>84.6%</u>
3. Applications suspended for further information <sup>1/</sup>		
Number	<u>27</u>	<u>984</u>
Per cent of total received		<u>14.5%</u>
4. Pending consideration		
Number	<u>-16</u> <sup>a/</sup>	<u>61</u>
Per cent of total received		<u>0.9%</u>
<b>K. <u>Status of Applications On Which Final Action</u> <u>Has Been Taken</u></b>		
1. Total on which final action has been taken (Same as J-2)	<u>61</u>	<u>5,749</u>
2. Certificates granted or denied		
Number	<u>60</u>	<u>5,701</u>
Per cent of total acted on		<u>99.2%</u>
a. Certificates granted		
Number	<u>58</u>	<u>3,081</u>
Per cent of total acted on		<u>53.6%</u>
Per cent of total granted or denied		<u>54.0%</u>
b. Applications denied		
Number	<u>2</u>	<u>2,620</u>
Per cent of total acted on		<u>45.6%</u>
Per cent of total granted or denied		<u>46.0%</u>
3. Applications cancelled or withdrawn, or found to require no certificate <sup>1/</sup>		
Number	<u>1</u>	<u>48</u>
Per cent of total acted on		<u>0.8%</u>

<sup>1/</sup> Cumulative total on this item adjusted.

<sup>a/</sup> During this half month 72 applications were received and 88 either given final action or suspended for further information, thereby reducing the number pending consideration by 16.

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EXEMPTIONS  
HANDICAPPED WORKERS' APPLICATIONS

Item	Additional This Half Month	Cumulative Total
<b>L. Requests for Reconsideration</b>		
1. Received		
Number	<u>49</u>	<u>1,193 a/</u>
Per cent of total applications granted or denied (Item K-2)		<u>20.9%</u>
2. Total on which reconsideration has been completed		
Number	<u>2</u>	<u>1,009 a/</u>
Per cent of total received		<u>84.6%</u>
3. Requests for reconsideration suspended for further information		
Number	<u>2</u>	<u>68 a/</u>
Per cent of total received		<u>5.7%</u>
4. Pending reconsideration		
Number	<u>45</u>	<u>116</u>
Per cent of total received		<u>9.7%</u>
<b>M. Decision After Reconsideration</b>		
1. Total on which reconsideration has been completed (Same as L-2)	<u>2</u>	<u>1,009 a/</u>
2. Denials reversed (Certificates granted)		
Number	<u>2</u>	<u>575 a/</u>
Per cent of total reconsidered		<u>57.0%</u>
3. Denials sustained		
Number	<u>0</u>	<u>344</u>
Per cent of total reconsidered		<u>34.0%</u>
4. Certificates withdrawn		
Number	<u>0</u>	<u>9</u>
Per cent of total reconsidered		<u>0.9%</u>
5. Certificates sustained		
Number	<u>0</u>	<u>38</u>
Per cent of total reconsidered		<u>3.8%</u>
6. Certificate rate increased		
Number	<u>0</u>	<u>6</u>
Per cent of total reconsidered		<u>0.6%</u>
7. Certificate rate decreased		
Number	<u>0</u>	<u>37</u>
Per cent of total reconsidered		<u>3.7%</u>

a/ Cumulative total adjusted

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EXEMPTIONS  
LEARNERS' APPLICATIONS

Item	Additional This Half Month	Cumulative Total
<b>N. <u>Status of Applications for Learners' Certificates Received</u></b>		
1. Received	<u>37</u>	<u>1,681 a/</u>
2. Total acted on		
Number	<u>87</u>	<u>1,455 a/</u>
Per cent of total		<u>86.5%</u>
3. Applications suspended awaiting industry hearings and findings		
Number	<u>0</u>	<u>13 a/</u>
Per cent of total		<u>0.8%</u>
4. Pending action		
Number	<u>-50</u> <sup>b/</sup>	<u>213 a/</u>
Per cent of total		<u>12.7%</u>
<b>O. <u>Status of Applications On Which Final Action Has Been Taken</u></b>		
1. Total acted on (Same as N-2)	<u>87</u>	<u>1,455 a/</u>
2. Certificates issued		
Number	<u>30</u>	<u>1,120 a/</u>
Per cent of total acted on		<u>77.0%</u>
3. Applications denied		
Number	<u>57</u>	<u>326 a/</u>
Per cent of total acted on		<u>22.4%</u>
4. Applications cancelled (invalid or withdrawn)		
Number	<u>0</u>	<u>9 a/</u>
Per cent of total acted on		<u>0.6%</u>

a/ Cumulative total

b/ During this half month 37 applications were received and 87 were given final action, thus reducing the number pending consideration by 50.

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EXEMPTIONS  
LEARNERS' APPLICATIONS

Item	Additional This Half Month	Cumulative Total
<b>P. <u>Status of Cases Held for Reconsideration</u></b>		
<b><u>After Approval or Denial</u></b>		
1. Held for reconsideration	<u>0</u>	<u>90</u>
2. Reconsideration cases acted on		
Number	<u>0</u>	<u>81</u>
Per cent of total held for reconsideration		<u>90.0%</u>
3. On hand for reconsideration		
Number	<u>0</u>	<u>9</u>
Per cent of total held for reconsideration		<u>10.0%</u>
<b>Q. <u>Decision After Reconsideration</u></b>		
1. Total cases acted on (Same as P-2)	<u>0</u>	<u>81</u>
2. Certificates affirmed		
Number	<u>0</u>	<u>26</u>
Per cent of total reconsidered		<u>32.1%</u>
3. Certificates withdrawn		
Number	<u>0</u>	<u>1</u>
Per cent of total reconsidered		<u>1.2%</u>
4. Denials affirmed		
Number	<u>0</u>	<u>16</u>
Per cent of total reconsidered		<u>19.8%</u>
5. Denials reversed		
Number	<u>0</u>	<u>38</u>
Per cent of total reconsidered		<u>46.9%</u>

TABLE A-1

ESTABLISHMENTS COMPLAINED AGAINST AND  
INSPECTIONS REQUIRED  
February 15, 1940  
BY REGIONS

Regions and Regional Offices  (1)	Establishments complained against			Establishments for which inspection required		
	February 1-15	Total		February 1-15	Total	
	Number	Number	Per Cent	Number	Number	Per Cent
	(2)	(3)	(4)	(5)	(6)	(7)
TOTAL—ALL REGIONS	<u>1,275</u>	<u>30,362</u> a/	<u>100.0</u>	<u>1,119</u>	<u>21,547</u>	<u>100.0</u>
I Boston, Mass.	41	1,497 a/	4.9	42	1,155	5.4
II New York, N. Y.	247	5,190	17.0	156	3,383	15.6
III Philadelphia, Pa.	103	2,245	7.4	91	1,433	6.7
IV Newark, N. J.	29	1,471	4.8	25	1,042	4.8
V Richmond, Va.	3	1,863 a/	6.1	7	1,304	6.1
VI Charlotte, N. C.	23	1,028	3.4	6	673	3.1
VII Atlanta, Ga.	58	1,838	6.1	86	1,593	7.4
VIII Birmingham, Ala.	55	1,691	5.6	72	1,412	6.6
IX Nashville, Tenn.	48	1,291	4.3	34	797	3.7
X Cleveland, Ohio	96	1,976	6.5	132	1,494	6.9
XI Chicago, Ill.	245	3,670	12.1	180	2,562	11.8
XII Minneapolis, Minn.	34	595	2.0	54	437	2.0
XIII Kansas City, Mo.	91	2,399	7.9	95	1,542	7.2
XIV Dallas, Texas	114	2,225	7.3	96	1,717	8.0
XV San Francisco, Calif.	88	1,383	4.6	43	1,003	4.7

a/ Figures for Regions I and V adjusted.

TABLE B-1

STATUS OF INSPECTIONS REQUIRED BASED ON COMPLAINTS  
February 15, 1940  
BY REGIONS

Regions and Regional Offices	Inspections Required		Inspections Completed		Inspections Pending Completion					
	Number	Per Cent	Number	Per Cent of Total Required	Total		In Process		Pending Assignment	
					Number	Per Cent of Total Required	Number	Per Cent of Total Required	Number	Per Cent of Total Required
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
TOTAL—ALL REGIONS	<u>21,547</u>	<u>100.0</u>	<u>2,731</u>	<u>12.7</u>	<u>18,816</u>	<u>87.3</u>	<u>3,997</u>	<u>18.6</u>	<u>14,819</u>	<u>68.7</u>
I Boston, Mass.	1,155	100.0	221	19.1	934	80.9	93	8.1	841	72.8
II New York, N. Y.	3,383	100.0	266	7.9	3,117	92.1	361	10.7	2,756	81.4
III Philadelphia, Pa.	1,433	100.0	330	23.0	1,103	77.0	407	28.4	696	48.6
IV Newark, N. J.	1,042	100.0	176	16.9	866	83.1	67	6.4	799	76.7
V Richmond, Va.	1,304	100.0	268	20.6	1,036	79.4	120	9.2	916	70.2
VI Charlotte, N. C.	673	100.0	147	21.8	526	78.2	65	9.7	461	68.5
VII Atlanta, Ga.	1,593	100.0	307	19.3	1,286	80.7	350	22.0	936	58.7
VIII Birmingham, Ala.	1,412	100.0	124	8.8	1,288	91.2	100	7.1	1,188	84.1
IX Nashville, Tenn.	797	100.0	88	11.0	709	89.0	56	7.1	653	81.9
X Cleveland, Ohio	1,494	100.0	209	14.0	1,285	86.0	419	28.0	866	58.0
XI Chicago, Ill.	2,562	100.0	179	7.0	2,383	93.0	678	26.5	1,705	66.5
XII Minneapolis, Minn.	437	100.0	107	24.5	330	75.5	129	29.5	201	46.0
XIII Kansas City, Mo.	1,542	100.0	119	7.7	1,423	92.3	369	23.9	1,054	68.4
XIV Dallas, Texas	1,717	100.0	137	8.0	1,580	92.0	148	8.6	1,432	83.4
XV San Francisco, Cal.	1,003	100.0	53	5.3	950	94.7	635	63.3	315	31.4

TABLE B-1a

INSPECTIONS REQUIRED AND COMPLETED  
AND COMPARISON OF INSPECTIONS PENDING COMPLETION FEBRUARY 15, 1940  
WITH INSPECTIONS PENDING COMPLETION JANUARY 31, 1940  
BY REGIONS

Regions and Regional Offices	Inspections Required		Inspections Completed		Inspections Pending Completion			
	February 1-15	Total Through Feb. 15	February 1-15	Total Through Feb. 15	Total Through Feb. 15	Total Through Jan. 31	Net Change	
	Number	Number	Number	Number	Number	Number	Number	Per Cent
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
TOTAL—ALL REGIONS	<u>1,119</u>	<u>21,547</u>	<u>173</u>	<u>2,731</u>	<u>18,816</u>	<u>17,870</u>	+ 946	+ 5.3
I Boston, Mass.	42	1,155	19	221	934	911	+ 23	+ 2.5
II New York, N. Y.	156	3,383	14	266	3,117	2,975	+ 142	+ 4.8
III Philadelphia, Pa.	91	1,433	15	330	1,103	1,027	+ 76	+ 7.4
IV Newark, N. J.	25	1,042	12	176	866	853	+ 13	+ 1.5
V Richmond, Va.	7	1,304	10	268	1,036	1,039	- 3	- 0.3
VI Charlotte, N. C.	6	673	4	147	526	524	+ 2	+ 0.4
VII Atlanta, Ga.	86	1,593	6	307	1,286	1,206	+ 80	+ 6.6
VIII Birmingham, Ala.	72	1,412	12	124	1,288	1,228	+ 60	+ 4.9
IX Nashville, Tenn.	34	797	14	88	709	689	+ 20	+ 2.9
X Cleveland, Ohio	132	1,494	18	209	1,285	1,171	+ 114	+ 9.7
XI Chicago, Ill.	180	2,562	18	179	2,383	2,221	+ 162	+ 7.3
XII Minneapolis, Minn.	54	437	5	107	330	281	+ 49	+ 17.4
XIII Kansas City, Mo.	95	1,542	17	119	1,423	1,345	+ 78	+ 5.8
XIV Dallas, Texas	96	1,717	8	137	1,580	1,492	+ 88	+ 5.9
XV San Francisco, Cal.	43	1,003	1	53	950	908	+ 42	+ 4.6

TABLE B-1b

INSPECTIONS REQUIRED AND COMPLETED FEBRUARY 1-15, 1940  
 COMPARED WITH INSPECTIONS REQUIRED AND COMPLETED JANUARY 16-31, 1940  
 BY REGIONS

Regions and Regional Offices	Number of Inspections Required				Number of Inspections Completed			
	Total Through Feb. 15	February 1-15	January 16-31	Net Change	Total Through Feb. 15	February 1-15	January 16-31	Net Change
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
TOTAL—ALL REGIONS	<u>21,547</u>	<u>1,119</u>	<u>1,298</u>	- 179	<u>2,731</u>	<u>173</u>	<u>172</u>	+ 1
I Boston, Mass.	1,155	42	71	- 29	221	19	4	+ 15
II New York, N. Y.	3,383	156	174	- 18	266	14	23	- 9
III Philadelphia, Pa.	1,433	91	66	+ 25	330	15	19	- 4
IV Newark, N. J.	1,042	25	23	+ 2	176	12	5	+ 7
V Richmond, Va.	1,304	7	98	- 91	268	10	26	- 16
VI Charlotte, N. C.	673	6	10	- 4	147	4	0	+ 4
VII Atlanta, Ga.	1,593	86	115	- 29	307	6	4	+ 2
VIII Birmingham, Ala.	1,412	72	120	- 48	124	12	12	0
IX Nashville, Tenn.	797	34	47	- 13	88	14	14	0
X Cleveland, Ohio	1,494	132	168	- 36	209	18	17	+ 1
XI Chicago, Ill.	2,562	180	163	+ 17	179	18	31	- 13
XII Minneapolis, Minn.	437	54	57	- 3	107	5	8	- 3
XIII Kansas City, Mo.	1,542	95	52	+ 43	119	17	4	+ 13
XIV Dallas, Texas	1,717	96	57	+ 39	137	8	4	+ 4
XV San Francisco, Cal.	1,003	43	77	- 34	53	1	1	0

TABLE D-1

CASES ON WHICH FINAL ACTION HAS BEEN TAKEN  
 CLASSIFIED BY TYPE OF ACTION  
 February 15, 1940  
 BY REGIONS

Regions and Regional Offices	Total Cases On Which Final Action Has Been Taken		C A S E S   C L O S E D						Cases Dropped	
			Total		Closed By Settlement		Closed—No Violation Found			
	Num- ber	Per Cent	Num- ber	Per Cent	Num- ber	Per Cent	Num- ber	Per Cent	Num- ber	Per Cent
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
TOTAL—ALL REGIONS	<u>1,423</u>	<u>100.0</u>	<u>1,266</u>	<u>89.0</u>	<u>981</u>	<u>69.0</u>	<u>285</u>	<u>20.0</u>	<u>157</u>	<u>11.0</u>
I Boston, Mass.	98	100.0	93	94.9	80	81.6	13	13.3	5	5.1
II New York, N. Y.	140	100.0	127	90.7	91	65.0	36	25.7	13	9.3
III Philadelphia, Pa.	212	100.0	193	91.0	166	78.3	27	12.7	19	9.0
IV Newark, N. J.	98	100.0	94	95.9	61	62.2	33	33.7	4	4.1
V Richmond, Va.	160	100.0	143	89.4	124	77.5	19	11.9	17	10.6
VI Charlotte, N. C.	48	100.0	41	85.4	21	43.7	20	41.7	7	14.6
VII Atlanta, Ga.	78	100.0	62 <sup>a/</sup>	79.5	40 <sup>a/</sup>	51.3	22 <sup>a/</sup>	28.2	16	20.5
VIII Birmingham, Ala.	56	100.0	41	73.2	35	62.5	6	10.7	15	26.8
IX Nashville, Tenn.	48	100.0	46	95.8	38	79.1	8	16.7	2	4.2
X Cleveland, Ohio	141	100.0	125	88.7	102	72.4	23	16.3	16	11.3
XI Chicago, Ill.	98	100.0	97	99.0	83	84.7	14	14.3	1	1.0
XII Minneapolis, Minn.	62	100.0	53	85.5	44	71.0	9	14.5	9	14.5
XIII Kansas City, Mo.	39	100.0	31	79.5	20	51.3	11	28.2	8	20.5
XIV Dallas, Texas	103	100.0	79	76.7	54	52.4	25	24.3	24	23.3
XV San Francisco, Cal.	42	100.0	41	97.6	22	52.4	19	45.2	1	2.4

<sup>a/</sup> Adjusted figure

TABLE D-1a

INSPECTIONS REQUIRED AND CASES ON WHICH FINAL ACTION HAS BEEN TAKEN,  
AND COMPARISON OF CASES PENDING FINAL ACTION FEBRUARY 15, 1940  
WITH INSPECTIONS PENDING FINAL ACTION JANUARY 31, 1940  
BY REGIONS

Regions and Regional Offices	Inspections Required			Cases On Which Final Action Has Been Taken			Cases Pending Final Action			
	February 1-15	Total Through February 15		February 1-15	Total Through February 15		Total Through Feb. 15	Total Through Jan. 31	Net Change	
	Number	Number	Per Cent	Number	Number	Per Cent	Number	Number	Number	Per Cent
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
TOTAL—ALL REGIONS	<u>1,119</u>	<u>21,547</u>	<u>100.0</u>	<u>162</u>	<u>1,423</u>	<u>6.6</u>	<u>20,124</u>	<u>19,167</u>	+ 957	+ 5.0
I Boston, Mass.	42	1,155	100.0	6	98	8.5	1,057	1,021	+ 36	+ 3.5
II New York, N. Y.	156	3,383	100.0	13	140	4.1	3,243	3,100	+ 143	+ 4.6
III Philadelphia, Pa.	91	1,433	100.0	12	212	14.8	1,221	1,142	+ 79	+ 6.9
IV Newark, N. J.	25	1,042	100.0	17	98	9.4	944	936	+ 8	+ 0.9
V Richmond, Va.	7	1,304	100.0	10	160	12.3	1,144	1,147	- 3	- 0.3
VI Charlotte, N. C.	6	673	100.0	7	48	7.1	625	626	- 1	- 0.2
VII Atlanta, Ga.	86	1,593	100.0	1	78	4.9	1,515	1,430	+ 85	+ 5.9
VIII Birmingham, Ala.	72	1,412	100.0	13	56	4.0	1,356	1,297	+ 59	+ 4.5
IX Nashville, Tenn.	34	797	100.0	16	48	6.0	749	731	+ 18	+ 2.5
X Cleveland, Ohio	132	1,494	100.0	21	141	9.4	1,353	1,242	+ 111	+ 8.9
XI Chicago, Ill.	180	2,562	100.0	22	98	3.8	2,464	2,306	+ 158	+ 6.9
XII Minneapolis, Minn.	54	437	100.0	4	62	14.2	375	325	+ 50	+ 15.4
XIII Kansas City, Mo.	95	1,542	100.0	9	39	2.5	1,503	1,417	+ 86	+ 6.1
XIV Dallas, Texas	96	1,717	100.0	10	103	6.0	1,614	1,528	+ 86	+ 5.6
XV San Francisco, Cal.	43	1,003	100.0	1	42	4.2	961	919	+ 42	+ 4.6

TABLE D-1b

INSPECTIONS REQUIRED AND CASES ON WHICH  
FINAL ACTION HAS BEEN TAKEN FEBRUARY 1-15, 1940  
COMPARED WITH INSPECTIONS REQUIRED AND CASES ON WHICH  
FINAL ACTION HAS BEEN TAKEN JANUARY 16-31, 1940  
BY REGIONS

Regions and Regional Offices	Number of Inspections Required				Number of Cases On Which Final Action Has Been Taken			
	Total Through Feb. 15	February 1-15	January 16-31	Net Change	Total Through Feb. 15	February 1-15	January 16-31	Net Change
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
TOTAL--ALL REGIONS	<u>21,547</u>	<u>1,119</u>	<u>1,298</u>	<u>- 179</u>	<u>1,423</u>	<u>162</u>	<u>140</u>	<u>+ 22</u>
I Boston, Mass.	1,155	42	71	- 29	98	6	2	+ 4
II New York, N. Y.	3,383	156	174	- 18	140	13	14	- 1
III Philadelphia, Pa.	1,433	91	66	+ 25	212	12	19	- 7
IV Newark, N. J.	1,042	25	23	+ 2	98	17	3	+ 14
V Richmond, Va.	1,304	7	98	- 91	160	10	26	- 16
VI Charlotte, N. C.	673	6	10	- 4	48	7	1	+ 6
VII Atlanta, Ga.	1,593	86	115	- 29	78	1	7	- 6
VIII Birmingham, Ala.	1,412	72	120	- 48	56	13	12	+ 1
IX Nashville, Tenn.	797	34	47	- 13	48	16	6	+ 10
X Cleveland, Ohio	1,494	132	168	- 36	141	21	15	+ 6
XI Chicago, Ill.	2,562	180	163	+ 17	98	22	10	+ 12
XII Minneapolis, Minn.	437	54	57	- 3	62	4	14	- 10
XIII Kansas City, Mo.	1,542	95	52	+ 43	39	9	0	+ 9
XIV Dallas, Texas	1,717	96	57	+ 39	103	10	6	+ 4
XV San Francisco, Cal.	1,003	43	77	- 34	42	1	5	- 4

**TABLE E-1**  
**SUMMARY OF RESTITUTION SECURED**  
**AND NUMBER OF PERSONS RECEIVING PAYMENTS OF BACK WAGES**  
**February 15, 1940**  
**BY REGIONS**

Regions and Regional Offices	Number of Cases Closed By Settlement		Number of Employees Receiving Payment of Back Wages		Amount of Restitution		Average Amount of Resti- tution Per Case	Average Amount of Resti- tution Per Employee
	February 1-15	Total Through Feb. 15	February 1-15	Total Through Feb. 15	February 1-15	Total Through Feb. 15		
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
TOTAL—ALL REGIONS	<u>118</u>	<u>981</u>	<u>4,015</u>	<u>33,351</u>	<u>\$86,290.90</u>	<u>\$641,438.01</u>	<u>\$ 653.86</u>	<u>\$19.23</u>
I Boston, Mass.	6	80	42	4,530	576.82	42,797.25	534.97	9.45
II New York, N. Y.	12	91	249	2,371	9,596.44	44,821.74	492.55	18.90
III Philadelphia, Pa.	9	166	127	3,325	2,403.51	38,641.47	232.78	11.62
IV Newark, N. J.	6	61	6	1,372	82.99	16,984.29	278.43	12.38
V Richmond, Va.	5	124	461	5,876	9,532.29	78,530.47	633.31	13.36
VI Charlotte, N. C.	6	21	284	576	3,856.38	10,932.00	520.57	18.98
VII Atlanta, Ga.	1	40	270	3,689	7,583.29	90,416.63	2,260.41	24.51
VIII Birmingham, Ala.	8	35	840	2,458	20,525.04	46,314.45	1,323.27	18.84
IX Nashville, Tenn.	16	38	622	1,420	5,102.45	16,431.66	432.41	11.57
X Cleveland, Ohio	16	102	379	3,247	10,043.89	42,916.50	420.75	13.22
XI Chicago, Ill.	17	83	326	2,272	5,579.03	160,008.89	927.82	70.43
XII Minneapolis, Minn.	2	44	20	454	494.38	16,197.74	368.13	35.68
XIII Kansas City, Mo.	7	20	214	715	6,532.93	13,322.49	666.12	18.63
XIV Dallas, Texas	6	54	155	524	4,289.25	14,520.85	269.05	27.73
XV San Francisco, Cal.	1	22	20	522	92.21	8,593.58	390.62	16.46

TABLE F-1

STATUS OF CASES ON WHICH LEGAL ACTION HAS BEEN TAKEN  
February 15, 1940  
BY REGIONS

Regions and Regional Offices	Number of Cases on Which Legal Action Has Been Instituted		Number of Cases on Which Legal Action Has Been Completed			Cases Pending Court Decision	
	February 1-15	Total Through Feb. 15	February 1-15	Total Through February 15			
				All Legal Actions	Civil Actions		Criminal Actions
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
TOTAL—ALL REGIONS	<u>25</u>	<u>205</u>	<u>20</u>	<u>166</u> a/	<u>124</u> a/	<u>42</u>	<u>39</u>
I Boston, Mass.	0	35	0	31	16	15	4
II New York, N. Y.	4	20	3	23	17	6	5
III Philadelphia, Pa.	1	19	1	16	13	3	3
IV Newark, N. J.	3	13	2	9	8	1	4
V Richmond, Va.	0	11	0	10	8	2	1
VI Charlotte, N. C.	7	23	6	21	17	4	2
VII Atlanta, Ga.	1	20	0	11	9	2	9
VIII Birmingham, Ala.	2	7	2	5	5	0	2
IX Nashville, Tenn.	0	4	0	0	0	0	4
X Cleveland, Ohio	3	4	3	3	3	0	1
XI Chicago, Ill.	1	24	1	22	17	5	2
XII Minneapolis, Minn.	2	5	1	4	4	0	1
XIII Kansas City, Mo.	0	6	0	5	3	2	1
XIV Dallas, Texas	1	6	1	6	4	2	0
XV San Francisco, Calif.	0	0	0	0	0	0	0

a/ Includes two cases in which injunctions were denied.

TABLE Ia  
 RATIO OF LEGAL ACTION INSTITUTED TO INSPECTIONS COMPLETED  
 February 15, 1940  
 BY REGIONS

Regions and Regional Offices (1)	Inspections Completed (2)	Cases On Which Legal Action Has Been Instituted (3)	Ratio of Legal Action Instituted to Inspections Completed (4)
TOTAL—ALL REGIONS	<u>2,731</u>	<u>205</u>	<u>7.5</u>
I Boston, Mass.	221	35	15.8
II New York, N. Y.	266	28	10.5
III Philadelphia, Pa.	330	19	5.8
IV Newark, N. J.	176	13	7.4
V Richmond, Va.	268	11	4.1
VI Charlotte, N. C.	147	23	15.6
VII Atlanta, Ga.	307	20	6.5
VIII Birmingham, Ala.	124	7	5.6
IX Nashville, Tenn.	88	4	4.5
X Cleveland, Ohio	209	4	1.9
XI Chicago, Ill.	179	24	13.4
XII Minneapolis, Minn.	107	5	4.7
XIII Kansas City, Mo.	119	6	5.0
XIV Dallas, Texas	137	6	4.4
XV San Francisco, Calif.	53	0	-