

U.S. DEPARTMENT OF LABOR
WORKPLACE STANDARDS ADMINISTRATION
WASHINGTON, D.C. 20210

PD

WPA



JUN 8 1971

OFFICE OF THE ADMINISTRATOR

21A B 104.213

This is in further reference to your letter inquiring as to the applicability of the Fair Labor Standards Act to employees of the U. S. Postal Service.

Section 201 of the Postal Reorganization Act (P. L. 91-375, 91st Cong.; 84 Stat. 719) provides that the United States Postal Service is "an independent establishment of the executive branch of the Government of the United States." As such it is not an "employer" within the meaning of section 3(d) of the Fair Labor Standards Act which defines the term as not including the United States. Thus, the Fair Labor Standards Act does not apply to employees of the United States Postal Service.

Sincerely,

Horace E. Menasco
Administrator

By Francis J. Costello
Assistant Administrator
Wage and Hour Division

WH-141

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