

UNITED STATES DEPARTMENT OF LABOR  
WAGE AND HOUR DIVISION  
WASHINGTON, D. C.

NOTICE OF REVIEW OF DETERMINATION AND ORDER RE  
EMPLOYMENT OF LEARNERS IN THE KNITTED WEAR IN-  
DUSTRY AT WAGES LOWER THAN THE MINIMUM WAGE AP-  
PLICABLE UNDER SECTION 6 OF THE FAIR LABOR  
STANDARDS ACT OF 1938.

WHEREAS, the National Knitted Outerwear Association, the Underwear Institute, and sundry other parties having made application under Section 14 of the Fair Labor Standards Act of 1938 and regulations (Part 522 - Regulations Applicable to Employment of Learners Pursuant to Section 14 of the Fair Labor Standards Act of 1938 - Title 29, Labor, Chapter V - Wage and Hour Division) issued by the Administrator thereunder for permission to employ learners in the Knitted Wear Industry at wages lower than the minimum wage applicable under Section 6 of the Act, and

WHEREAS, after due notice a hearing was held on these applications before Merle D. Vincent, authorized representative of the Administrator, who was duly designated to preside at the hearing and to determine:

- (a) What, if any, occupation or occupations in the Knitted Wear and Hosiery Industry require a learning period, and
- (b) Whether it is necessary, in order to prevent curtailment of opportunities for employment, to provide for the employment of persons in occupations requiring a learning period at wage rates lower than the minimum wage applicable under Section 6 of the Fair Labor Standards Act of 1938, and
- (c) If such necessity is found to exist, to determine at what wages lower than the minimum wage applicable under Section 6 such employment of learners shall be permitted, and with what limitations as to time, number, proportion and length of service; and

WHEREAS, following such hearing, the said Merle D. Vincent duly made findings of fact, determination and order, and filed same with the Acting Administrator on October 20, 1939, and

WHEREAS, on October 24, 1939, the Acting Administrator caused to be published in the Federal Register a notice which set forth in full the determination and order of the presiding officer and stated that, pursuant to the provisions of Section 522.13 of the aforesaid Regulations, as amended, within fifteen days after October 24, 1939, persons aggrieved by the said determination and order might file petitions for review of the action of the said representative, and

WHEREAS, petitions for review, copies of which are on file in Room 5144, Department of Labor Building, Washington, D. C., and available for examination by all interested parties, have been duly filed by the National Knitted Outerwear Association and the Underwear Institute;

NOW, THEREFORE, the petitions for review are hereby granted and notice is hereby given that the Administrator, for the purpose of reviewing the action of the aforementioned presiding officer, and to make a final determination of the questions set forth in the second paragraph of this notice with respect to the knitted wear industry, will receive briefs from interested parties either in support of or in opposition to the aforementioned determination and order, provided that original briefs are filed with the Administrator, Wage and Hour Division, prior to the close of business December 21, 1939, and provided that rebuttal briefs are filed with the Administrator prior to the close of business December 30, 1939. All briefs will be available for inspection by interested parties in Room 5144, U. S. Department of Labor Building, Washington, D. C.

Signed at Washington, D. C., this 27th day of November,  
1939.

*Harold D. Jacobs*

Harold D. Jacobs, Acting Administrator  
Wage and Hour Division  
U. S. Department of Labor