

U. S. DEPARTMENT OF LABOR  
WAGE AND HOUR DIVISION  
Washington, D. C.

FLEMING UPHOLDS DECISION ON GRINDSTONE QUARRYING

Denial of the application for partial exemption from the hours provisions of the Fair Labor Standards Act for the quarrying of grindstone in the Southern Ohio field, as a seasonal industry, was affirmed today by Colonel Philip B. Fleming, Administrator of the Wage and Hour Division. (Federal Register August 6, 1940.)

The Hall Grindstone Company of Marietta, Ohio, and other parties, had applied for the exemption of the industry; and a similar application had been made by the Vermont-New York Slate Industry for their operations. A hearing was held in Washington, D. C. on June 19, 1939, and Mr. Harold Stein, Assistant Director of the Hearings Branch, found that the industries did not come within the provisions of the Wage and Hour Law for exemption as a branch of a seasonal industry. The Hall Grindstone Company petitioned for review of the findings and the Administrator granted the petition.

Colonel Fleming then reviewed the record made at the public hearing before Mr. Stein, and found both the findings of fact and the determination of the presiding officer to be correct.

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