

U. S. DEPARTMENT OF LABOR  
WAGE AND HOUR DIVISION  
Washington

INACTIVE

THREE ADDITIONAL CRUSHED STONE FIRMS ARE INCLUDED IN "SEASONAL"  
EXEMPTION PERMITTED NORTHERN BRANCH

Three crushed stone firms gain partial exemption from the maximum hours provision of the Fair Labor Standards Act when the supplementary prima facie determinations for which they applied become final today, it was announced by Colonel Philip B. Fleming, Administrator of the Wage and Hour Division, U. S. Department of Labor.

These three, which bring to five the number of crushed stone firms included in the "northern branch" definition are; Kelly Lime and Transport Company, Kelly Island, (Erie County) Ohio; and T. P. Rogers Stone Co., Stroudsburg, (Monroe County) Pennsylvania, and the LeRoy Lime and Crushed Stone Corporation, Le Roy, (Genesee County) New York, whose applications were filed by the National Crushed Stone Association.

The original determination finds that quarrying of crushed stone from surface or open cuts is a seasonal industry in certain geographical areas of the country. It also provides that supplementary determinations are to be considered enlarging the scope of the northern branch, by the inclusion of such plants, or groups of plants, which operate in the same manner and for the same reasons as the plants in the northern branch which were described.

In accordance with procedure established by the Division, no objections were received within the required 15 day period, hence the northern branch definition will be enlarged to include these firms. Such exemption would allow employees to work up to 56 hours a week without overtime wages but does not affect the minimum wage provisions established by the Act. (Federal Register, September 10, 1940).

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