

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

NOTICE OF HEARING TO DETERMINE THE REASONABLE
COST TO THE ATLANTA, BIRMINGHAM AND COAST
RAILROAD OF THE BOARD, LODGING, OR OTHER
FACILITIES, CUSTOMARILY FURNISHED TO THE
EMPLOYEES OF THE ATLANTA, BIRMINGHAM AND COAST
RAILROAD

WHEREAS, section 3(m) of the Fair Labor Standards Act of 1938 provides that "Wage paid to any employee includes the reasonable cost, as determined by the Administrator, to the employer of furnishing such employee with board, lodging, or other facilities, if such board, lodging, or other facilities are customarily furnished by such employer to his employees;" and

WHEREAS, the Administrator of the Wage and Hour Division, pursuant to the authority contained in Section 3(m) of the Fair Labor Standards Act of 1938, issued Regulations Determining the Reasonable Cost of Board, Lodging, and other Facilities, pursuant to section 3(m) of the Fair Labor Standards Act of 1938, Regulations, Part 531, as amended, Title 29, Chapter V, Code of Federal Regulations, providing that a hearing may be held on application of an employer to determine such "reasonable cost;" and

WHEREAS, an application has been filed by the Atlanta, Birmingham and Coast Railroad Company of Atlanta, Georgia, pursuant to Section 531.2 of the said regulations requesting a hearing to be held by the Administrator of the Wage and Hour Division or his duly authorized representative to determine the reasonable cost to the Atlanta, Birmingham and Coast Railroad Company of the board, lodging, or other facilities, customarily furnished to the employees of the Atlanta, Birmingham and Coast Railroad Company.

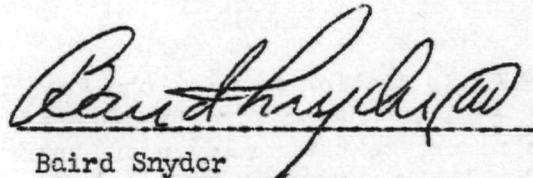
NOW, THEREFORE, notice is hereby given that a public hearing will be held pursuant to Section 531.2 of the said regulations on October 17, 1940, at 10:00 a.m. at the Ansley Hotel, Atlanta, Georgia, before Harold Stein, the presiding officer hereby designated as the authorized representative of the Administrator, at which the testimony of interested persons will be taken and pertinent data received to determine the reasonable cost to the Atlanta, Birmingham and Coast Railroad Company of board, lodging, or other facilities, customarily furnished by said railroad to its employees.

Notices of intention to appear should be filed with James G. Johnson, Acting Regional Director, 314 Witt Building, 249 Peachtree Street, Atlanta, Georgia, not later than October 16, 1940.

The designated presiding officer is hereby authorized to hear and determine the reasonable cost to the applicant of customarily furnishing board, lodging, or other facilities to its employees.

Upon the publication of this notice the Atlanta, Birmingham and Coast Railroad Company, pursuant to the provisions of Section 531.2 of the said regulations, shall notify its employees of the place, date and purpose of the hearing hereby announced by posting notices thereof in conspicuous places on its premises.

Signed at Washington, D. C., this 30th day of September, 1940.



Baird Snyder
Acting Administrator
Wage and Hour Division
Department of Labor

Published in Federal Register, October 2, 1940.

(5808)