

U. S. DEPARTMENT OF LABOR
WAGE AND HOUR DIVISION

ADMINISTRATIVE ORDER NO. 72
APPOINTMENT OF INDUSTRY COMMITTEE NO. 18
FOR THE
ENAMELED UTENSIL INDUSTRY

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, Philip B. Fleming, Administrator of the Wage and Hour Division, U. S. Department of Labor, do hereby appoint and convene for the enameled utensil industry (as such industry is defined in Paragraph 2) an industry committee composed of the following representatives:

For the Public:

Thomas L. Norton, Chairman, Buffalo, New York
Frank Lewand, Washington, D. C.

For the Employees:

Harold J. Ruttenberg, Pittsburgh, Pennsylvania
John D. Tuttle, Canton, Ohio

For the Employers:

Howard Fawcett, Canton, Ohio
E. G. Gardner, Milwaukee, Wisconsin

Such representatives having been appointed with due regard to the geographical regions in which such industry is carried on.

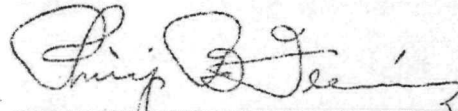
2. For the purpose of this order the term "enameled utensil industry" means the manufacture of culinary, household, and hospital utensils of sheet iron or sheet steel coated with vitreous enamel.

3. The definition of the enameled utensil industry covers all occupations in the industry which are necessary to the production of the articles specified in the definition, including clerical, maintenance, shipping and selling occupations, provided, however, that this definition does not include employees of an independent wholesaler or employees of a manufacturer who are engaged exclusively in marketing and distributing products of the industry which have been purchased for resale, and provided further that where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of

pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

4. The industry committee herein created, in accordance with the provisions of the Fair Labor Standards Act of 1938 and rules and regulations promulgated thereunder, shall meet at the call of its chairman and shall proceed to investigate conditions in the industry and recommend to the Administrator minimum wage rates for all employees thereof who within the meaning of said Act are "engaged in commerce or in the production of goods for commerce", excepting employees exempted by virtue of the provisions of Section 13(a) and employees coming under the provisions of Section 14.

Signed at Washington, D. C., this 23rd day of November, 1940.


Philip S. Fleming, Administrator
Wage and Hour Division
U. S. Department of Labor

Published in Federal Register, November 26, 1940.