

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

CORRECTION OF NOTICE OF HEARING

IN THE MATTER OF APPLICATION FOR THE EXEMPTION OF THE STORING OF GRAIN, SOY BEANS, FLAX, AND BUCKWHEAT IN GRAIN ELEVATORS FROM THE MAXIMUM HOURS PROVISIONS OF THE FAIR LABOR STANDARDS ACT OF 1938 AS INDUSTRIES OF A SEASONAL NATURE, PURSUANT TO SECTION 7(b)(3) OF THE ACT AND PART 526 AS AMENDED OF THE REGULATIONS ISSUED THEREUNDER.

WHEREAS, on November 23, 1940, (5 F. R. 4616) a "notice of hearing in the matter of application for the exemption of the storing of grain, soy beans, flax, and buckwheat in grain elevators from the maximum hours provisions of the Fair Labor Standards Act of 1938 as industries of a seasonal nature, pursuant to section 7(b)(3) of the act and Part 526 as amended of the regulations issued thereunder;" and

WHEREAS, after publication of said notice it appeared that through error omissions had been made in the first whereas clause of said notice, and

NOW, THEREFORE, the first whereas clause of said "notice of hearing in the matter of application for the exemption of the storing of grain, soy beans, flax, and buckwheat in grain elevators from the maximum hours provisions of the Fair Labor Standards Act of 1938 as industries of a seasonal nature, pursuant to section 7(b)(3) of the act and Part 526 as amended of the regulations issued thereunder," is hereby corrected to read as follows:

"WHEREAS, upon consideration of applications filed by the National Grain Trade Council, the Millers National Federation, and sundry other parties for the exemption of the receiving of grain, soy beans, flax, and buckwheat into grain elevators from the maximum hours provisions of the Fair Labor Standards Act of 1938 as industries of a seasonal nature, pursuant to section 7(b)(3) of the act and Part 526 as amended of the regulations issued thereunder, a preliminary determination was made that a prima facie case had been shown for the granting of the aforesaid exemption to the receiving of grain, soy beans, flax, and buckwheat into grain elevators and notice thereof was published in the Federal Register under date of July 26, 1940, in accordance with the procedure established by section 526.5(b)(ii) of the said regulations,"

Signed at Washington, D. C., this 29th day of November, 1940.

*Thomas W. Holland*

Thomas W. Holland  
Acting Administrator  
Wage and Hour Division  
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