

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

ADMINISTRATIVE ORDER NO. 87

APPOINTMENT OF INDUSTRY COMMITTEE NO. 24

FOR THE

CLAY PRODUCTS 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 clay products industry (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the Public:

George E. Osborne, Chairman, Palo Alto  
California  
Walter T. Fisher, Chicago, Illinois  
James H. Herring, Philadelphia, Pa.  
Ralph McDonald, Chapel Hill, N. C.  
Harry Elmer Barnes, New York, N. Y.  
H. H. Willis, Clemson, S. C.  
Edgar M. Hoover, Jr., Ann Arbor, Mich.

For the Employers:

Paul Belden, Canton, Ohio  
Robert H. Gamble, Jacksonville, Fla.  
George A. Bass, St. Louis, Missouri  
E. R. Rankin, Statesville, N. C.  
M. D. Judd, Mason City, Iowa  
George M. Schaulin, Akron, Ohio  
William H. Powell, Perth Amboy, N. J.

For the Employees:

Frank Kasten, Chicago, Illinois  
William Tracy, Chicago, Illinois  
Lee Lightfoot, Birmingham, Alabama  
Harold R. Flegal, Canton, Ohio  
Clyde Myers, Dennison, Ohio  
Ernest Holt, Seattle, Washington  
Alfred G. Wagner, Peekskill, New York

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 "clay products industry" means:


The manufacture of all fired clay products except refractories, pottery and ceramic whiteware.

3. The definition of the clay products 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 shall meet in Conference Room No. 3229, Department of Labor Building, Washington, D. C. on April 28, 1941 at 10 A. M. The Committee, in accordance with the provisions of the Fair Labor Standards Act of 1938 and rules and regulations promulgated thereunder, 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 4th day of March, 1941.

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

Published in Federal Register, March 6, 1941.