

UNITED STATES DEPARTMENT OF LABOR
WAGE AND HOUR DIVISION
NEW YORK, NEW YORK

Inactive

Title 29 - Labor
Chapter V - Wage and Hour Division

ADMINISTRATIVE ORDER NO. 190
APPOINTMENT OF INDUSTRY COMMITTEE NO. 58 FOR THE
VEGETABLE FATS AND OILS INDUSTRY

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor, do hereby appoint and convene for the vegetable fats and oils industry (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the Public:

- Alva W. Taylor, Chairman, Nashville, Tenn.
- Richard Lester, Durham, North Carolina
- Arthur W. Macmahon, New York, New York
- Elizabeth S. Magee, Cleveland, Ohio
- Caroline F. Ware, Vienna, Virginia

For the Employers:

For the Employees:

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| A. M. Dietrich, Jersey City, New Jersey | O. L. Farr, Selma, California |
| W. S. Dorsett, Sherman, Texas | Jack Fox, Chicago, Illinois |
| Homer P. Goff, Roby, Indiana | Abraham Marcus, Memphis, Tennessee |
| John F. Jelke, Chicago, Illinois | Philip Rozzo, Edgewater, New Jersey |
| A. A. Schumann, San Francisco, California | Boris Shishkin, Washington, D. C. |

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

2. For the purpose of this order the term "Vegetable Fats and Oils Industry" means:

- A. The extraction of crude oils and fats from vegetable materials (other than cottonseed and peanuts) and the refining and processing of all vegetable fats and oils, including those derived from cottonseed and peanuts, into oleomargarine, cooking and other edible fats and oils, and into inedible fats and oils.
- B. The manufacture of the by-products of the industry including but without limitation hulls, cake, meal, and soap stock.

Provided, however, that this definition shall not include the manufacture of the following: essential oils; feeds; nitrated, sulphonated and similarly processed oils; mixtures principally composed of

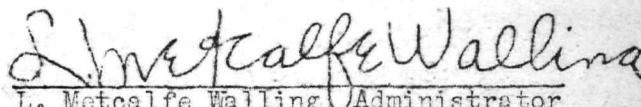
animal fats and oils or containing petroleum; and crude, refined, or processed wood and gum naval stores.

3. The definition of the vegetable fats and oils 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 cover clerical, maintenance, shipping, and selling occupations when carried on in a wholesaling or selling department, physically segregated from the other departments of a manufacturing establishment, the greater part of the sales of which wholesaling or selling department are sales of articles 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. Any person, who, in the opinion of the committee, having a substantial interest in the proceeding and who is prepared to present material pertinent to the question under consideration, may, with the approval of the committee, appear on his own behalf or on behalf of any other person.

5. The industry committee herein created shall meet at 10:00 a.m. on April 30, 1943, in Room 1001, 165 West 46th Street, New York, New York, and, 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 the 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 New York, New York, this 6th day of April, 1943.


L. Metcalfe Walling, Administrator
Wage and Hour Division
United States Department of Labor