

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

Title 29 - Labor  
Chapter V - Wage and Hour Division

ADMINISTRATIVE ORDER NO. 192  
APPOINTMENT OF INDUSTRY COMMITTEE NO. 59 FOR THE  
STONE, CLAY, GLASS, AND ALLIED INDUSTRIES

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 Stone, Clay, Glass, and Allied Industries (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the Public:

Robert P. Brecht, Chairman, Philadelphia, Pennsylvania  
Ruth Allen, Austin, Texas  
Frederick Dewhurst, New York, New York  
Frank T. deVyver, Durham, North Carolina  
F. B. Gear, Memphis, Tennessee  
William S. Hopkins, Palo Alto, California  
Colston E. Warne, Amherst, Massachusetts  
William E. Wickenden, Cleveland, Ohio

For the Employers:

W. H. Hodges, Atlanta, Georgia  
George Dougherty, Pittsburgh, Pennsylvania  
Vincent P. Ahearn, Washington, D. C.  
J. Frazier Glenn, Asheville, North Carolina  
W. M. Palmer, Ocala, Florida  
E. Ray Rankin, Statesville, North Carolina  
J. A. Riggs, Fort Spring, West Virginia  
Fred Smith, Spruce Pine, North Carolina

For the Employees:

Leland Beard, Columbus, Ohio  
H. C. Ledyard, Fort Wayne, Indiana  
Ralph Reiser, Festus, Missouri  
Harry H. Cook, Toledo, Ohio  
John Garvey, Washington, D. C.  
Frank Kasten, Chicago, Illinois  
William Schoenberg, Chicago, Illinois  
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 "Stone, Clay, Glass, and Allied Industries" means:

The mining, quarrying or other extraction and the further processing of all minerals other than metal ores and the manufacture of products from such minerals.

- a. It includes, but without limitation, glass and glass products; structural clay products; china, pottery, ceramic whiteware and electrical porcelain products; refractories; dimension and cut

stone; crushed stone, sand and gravel; abrasives; cement; concrete, gypsum and plaster products; and talc, soapstone, feldspar, mica, and asbestos products.

b. Provided, however, that the definition shall not include:

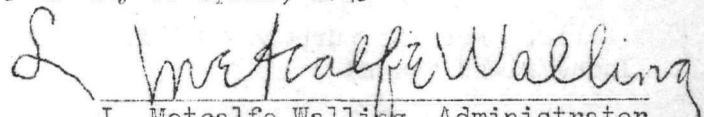
- (1) the extraction of coal, petroleum or natural gases or the manufacture of products therefrom; or
- (2) the manufacture of basic chemicals or chemical products; or
- (3) any product included in the Metal, Plastics, Machinery, Instrument and Allied Industries (as defined in Administrative Order No. 173) or in the Jewelry Manufacturing Industry as defined in the wage order for such industry.

3. The definition of the Stone, Clay, Glass, and Allied Industries 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. Moreover, any interested person may submit in writing pertinent data to the committee either through the Administrator or through the chairman of the committee.

5. The industry committee herein created shall meet at 10:00 a.m. on May 27, 1943 at 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 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 30th day of April, 1943.

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