

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. 201  
APPOINTMENT OF INDUSTRY COMMITTEE NO. 61 FOR THE  
MEAT, POULTRY, AND DAIRY PRODUCTS 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 Meat, Poultry, and Dairy Products Industry (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the Public:

Willard Thorp, Chairman, New York, New York  
Frederick W. Carr, Boston, Massachusetts  
Rabbi Israel Goldstein, New York, New York  
Aurelius Morgner, Minneapolis, Minnesota  
George Starnes, Charlottesville, Virginia  
Clarence Updegraff, Iowa City, Iowa  
Josephine Wilkins, Atlanta, Georgia

For the Employers:

John Brandt, Minneapolis, Minnesota  
H. C. Carbaugh, Chattanooga, Tennessee  
Everett E. Haskell, Chicago, Illinois  
Harry Henderson, Chicago, Illinois  
William C. Hughes, Philadelphia, Pennsylvania  
Fred H. Sexauer, New York, New York  
John S. Collier, Fort Worth, Texas

For the Employees:

David Kaplan, Washington, D. C.  
Andrew Myrup, Washington, D. C.  
T. J. Lloyd, Salt Lake City, Utah  
Joseph Belsky, New York, New York  
Meyer Stern, New York, New York  
Oscar Wilson, Chicago, Illinois  
Ralph Baker, Kansas City, Missouri

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 "Meat, Poultry, and Dairy Products Industry" means:

The assembling, processing, and marketing of meat animals and meat animal products, poultry and poultry products, and dairy products.

- a. It includes, but without limitation, any product or by-product obtained from livestock, poultry, wild fowl and game (including meats, milk, and eggs) and any other product which is derived from any other form of animal life (such as fish, reptiles, and frogs), and which is

assembled, processed or marketed for animal or human consumption.

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

- (1) Storing performed by an independent warehouse.
- (2) Any product included in the Leather Industry; Drug, Medicine, and Toilet Preparations Industry (as defined in the wage orders for these industries); or in the Canned Fruits and Vegetables and Related Products Industry; and the Chemical, Petroleum and Coal Products, and Allied Manufacturing Industries (as defined in Administrative Orders Nos. 182 and 193 respectively).

3. The definition of the Meat, Poultry, and Dairy Products Industry covers all occupations in the industry which are necessary to the production of the articles or the operations specified therein including clerical, maintenance, shipping and selling occupations, provided, however, the definition does not cover such clerical, maintenance, shipping and selling occupations (a) when carried on in an establishment or department exclusively engaged in wholesaling or selling, the greater part of the sales of which establishment or department are sales of products which are not included in this industry; and (b) when carried on exclusively in connection with the sale of articles not included in this industry; 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 July 13, 1943 in the Victoria Room, Hotel Victoria, 51st Street and 7th Avenue, 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 16th day of June, 1943.

*L. Metcalfe Walling*

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