

UNITED STATES DEPARTMENT OF LABOR

Office of the Solicitor

February 4, 1941

Legal Field Letter

No. 43

Attached Opinions

Copies of recent opinions on subjects indicated below are furnished herewith for your information and proper notation in the opinion manual.

MEMORANDA

<u>Date</u>	<u>From</u>	<u>To</u>	<u>Subject</u>
1-28-41	Rufus G. Poole (GFH)	D. Lacy McBryde	Request for an opinion on water boys. (Applicability of act to water boys who carry water to employees engaged in lumbering operations). (p. 40, par. (e); p. 171, par. C).
1-31-41	Rufus G. Poole (ILS)	Samuel P. McChesney	Application of section 7(c) to the manufacture of chocolate milk. (p. 67, par. 3; p. 98, par. 3).

LETTERS

<u>Date</u>	<u>To</u>	<u>Subject</u>
1-2-41	D. W. Strickland Birmingham, Ala.	(Computation of hours worked, whether time spent by learners and helpers in an industry to enable them to qualify for a more difficult and skilled operation should be considered hours worked). (p. 21, par. K; p. 122, par. 13).
1-28-41	John J. Courtney Bronx, New York	(Applicability of section 13(a)(2) exemption to an establishment which rents passenger cars to private drivers). (p. 70, par. 4; p. 103, par. 4).
1-28-41	Elias Goldstein Shreveport, La.	(Applicability of act's coverage to garage employees of a laundry operating several plants and doing business interstate). (p. 70, par. 4; p. 103, par. 4; p. 188, par. (g)).
1-29-41	S. E. Semple Portland, Oregon	(Applicability of act to employees of merchants exchange engaged in the compilation of statistics and the reporting of the movement of vessels up and down the Columbia River). (p. 197, par. K).

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<u>Date</u>	<u>To</u>	<u>Subject</u>
1-29-41	Leonard Maran New York, New York	(A councilor in a boys' camp -- not covered by act). (p. 35, par. 9; p. 187, par. 2).
1-30-41	Robert J. Madden Cumberland, Maryland	(Applicability of act to an employee of the Fruit Growers Express Company which has not been held to be a carrier subject to Part I of the Interstate Commerce Act). (p. 61, par. E; p. 116, par. NN; p. 189, par. I).
1-31-41	R. E. Williams, Treas. New York, New York	(Applicability of ^{adm.} executive exemption under section 13(a)(1) to an employee whose base salary is \$50 a week, but who now receives a 10 percent reduction in salary but in certain months has this salary reduction restored to him in form of a bonus). (p. 62, par. H; p. 101, par. 2).
1-31-41	R. C. Labisky Ripon, Wisconsin	(Whether an employee employed under an annual wage agreement who is employed when the agreement has only four months to run can have his money due him prorated over actual time worker is employed by the company). (p. 60, par. D; p. 92, par. S; p. 251, par. J).

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