

(i) Where the delivery of an item which has a cost to the operator of \$500.00 or more requires the application of an A-1-a preference rating; or

(ii) Where, except as provided in paragraph (e) (3) (iii), the delivery of an item requires the application of an AA-2X preference rating.

In order to obtain such approval, the operator shall communicate to the Petroleum Administration for War, Washington, D. C., Ref.: P-98-b, the information set forth in paragraph (f).

(3) The operator shall obtain a countersignature on the purchase order or contract before the rating is applied in any case:

(i) Where the delivery of an item which has a cost to the operator of \$100.00 or more requires the application of an A-2 preference rating; or

(ii) Where the delivery of an item which has a cost to the operator of less than \$500.00 but more than \$5.00 requires the application of an A-1-a preference rating; or

(iii) Where there has been an actual breakdown or a suspension of operations and where the delivery of an item which has a cost to the operator of less than \$500.00 requires the application of an AA-2X preference rating.

In order to obtain such a countersignature the operator as defined in paragraph (a) (2) (i) shall submit the purchase order or contract to the District Director of Material of a District Office of the Petroleum Administration for War, and the operator as defined in paragraph (a) (2) (ii) shall submit the purchase order or contract to the Oil Controller, Dominion of Canada. In order to obtain a countersignature pursuant to paragraphs (e) (3) (ii) and (e) (3) (iii) such operator shall communicate to the District Director of Material or to the Oil Controller the information set forth in paragraph (f).

(4) In the event that the material specified in Exhibit A is to be used in service station operations, the operator shall obtain the countersignature of the District Director of Materials or of the Oil Controller on the purchase order or contract before the rating is applied in any case:

(i) Where the delivery of an item, which has a cost to the operator of less than \$100.00, requires the application of an A-2 preference rating, or

(ii) Where the delivery of an item, which has a cost to the operator of \$5.00 or less, requires the application of an A-1-a preference rating.

*Provided*, That in applying a preference rating assigned by this order, no operator shall alter the customary designation of any item or subdivide an ordinary purchase of any item for the purpose of making it appear that the item costs less than \$500.00, or that the item costs less than \$100.00, or that the item costs \$5.00 or less.

(f) *Information*. Wherever required by this order the following information shall be submitted by an operator:

(1) Date of actual breakdown or suspension of operations and exact explanation as to what extent operations are affected (if applicable);

(2) The equipment to be repaired and its function in maintaining continuous operation (if applicable);

(3) Price, quantity, approximate weight and detailed description of necessary material; if such material in finished form weighs twenty-five pounds or less, the weight need not be shown but a statement must be made that the weight is not over twenty-five pounds (detailed description of material must be given even though it is set forth in purchase order or contract);

(4) A general description of the metals contained in the material applied for, and the full justification as to necessity for any material containing metals adjudged critical by the War Production Board, including copper, nickel, chromium, zinc, tin, aluminum and molybdenum;

(5) The supply of the necessary material which the operator has on hand;

(6) The name and address of the supplier (or suppliers) and the earliest delivery dates assured by him for the delivery of the minimum necessary quantity of material on (i) the preference rating for which approval is requested, and (ii) the next lower preference rating assigned by this order;

(7) The purchase order or contract shall not be sent to the Petroleum Administration for War, Washington, D. C., but in every instance the number and date of the purchase order or contract must be transmitted to the Petroleum Administration for War, Washington, D. C.; and

(8) Any other data or information which will help to determine the importance or urgency of the material for which application for rating is made.

(g) *Additional preference rating assistance*. (1) If the preference ratings assigned by this order will not enable an operator to obtain material on the date when such material is required, the operator may file a PD-1A application for an improvement of the ratings assigned by this order.

(2) If there has been an actual breakdown or a suspension of operations and if the preference ratings assigned by this order or the method specified in paragraph (e) for applying these ratings will not permit an operator to obtain material on the date when such material is required, the operator in order to obtain material for this emergency may communicate by letter or telegram with the Petroleum Administration for War, Washington, D. C., Ref.: P-98-b, supplying the information set forth in paragraph (f).

(h) *Exception of operators from provisions of Preference Rating Orders P-43, P-46, and P-100*. No operator to the extent that he is engaged in the petroleum industry and is covered by this order shall be entitled to apply the preference rating or ratings assigned by Preference Rating Orders P-43, P-46 or P-100, and no operator to the extent that he is engaged in the petroleum industry and is covered by this order shall be subject to the provisions of Preference Rating Orders P-43, P-46, or P-100.

(i) *Communications*. All reports which may be required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed:

(1) By any person located in the United States, its territories or possessions to: Petroleum Administration for War, South Interior Building, Washington, D. C., Ref.: P-98-b.

(2) By any person located in the Dominion of Canada to: Office of Oil Controller, Dominion of Canada, Toronto, Canada, Ref.: P-98-b.

(j) *Violations*. Any person who willfully violates any provision of this order or who willfully furnishes false information to the Director General for Operations in connection with this order is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of or from processing or using material under priority control and may be deprived of priorities assistance by the Director General for Operations.

(k) *Applicability of priorities regulations*. This order and all transactions affected thereby are subject to the applicable provisions of any priorities regulation issued by the War Production Board, as amended from time to time.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 31st day of December 1942.

ERNEST KANZLER,  
Director General for Operations.

#### EXHIBIT A

1. Drills, reamers, and taps manufactured of high speed steel as defined in Supplementary Order M-21-h.
2. Hacksaw blades manufactured of high speed steel as defined in Supplementary Order M-21-h.
3. Hand service operating tools.
4. Precision measuring hand tools.
5. Portable electric tools.

[F.R. Doc. 42-14195; Filed, December 31, 1942; 11:51 a. m.]

#### PART 1041—PRODUCTION, TRANSPORTATION, REFINING AND MARKETING OF PETROLEUM

[Amendment 1 to Preference Rating Order P-98-c]

1. Section 1041.3 *Preference Rating Order P-98-c*, paragraph (b) is hereby amended to read as follows:

(b) *Sales of material between operators*. (1) Any operator may sell to any other operator material from the seller's stocks or inventories, and any such sale shall be expressly permitted within the terms of paragraph (c) (3) of Priorities Regulation No. 13, as amended from time to time.

(2) Notwithstanding the provisions of Priorities Regulation No. 13, as amended from time to time, any operator may sell to any supplier for direct resale to an-



other operator material from the stocks or inventories of the operator.

2. Section 1041.3 *Preference Rating Order P-98-c* is hereby amended by the elimination of paragraph (f) entitled "Effective date".

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 31st day of December 1942.

ERNEST KANZLER,  
Director General for Operations.

[F. R. Doc. 42-14196; Filed, December 31, 1942;  
11:51 a. m.]

#### PART 1072—SOLE LEATHER

[Supplementary Order M-80-f]

§ 1072.7 *Supplementary Order M-80-f*. Pursuant to paragraph (b) (1) of Order M-80 as amended to August 5, 1942, which this order supplements, each person tanning sole leather for his own account or causing sole leather to be tanned for his account by others shall set aside during the period from January 1, 1943, to January 31, 1943, inclusive, at least 20% of the quantity of manufacturers' bends produced by him for his own account, or produced for his account by others, during that period. The weight and quality of said portion set aside shall be proportionately equal, as nearly as can be, to those of the manufacturers' bends not so set aside.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 31st day of December 1942.

ERNEST KANZLER,  
Director General for Operations.

[F. R. Doc. 42-14192; Filed, December 31, 1942;  
11:49 a. m.]

#### PART 1081—ELECTRIC POWER

[Extension 1 to Limitation Order L-46, as Amended March 30, 1942]

##### CURTAILMENT OF ELECTRIC POWER IN THE NIAGARA FRONTIER AREA

Section 1081.1 *Limitation Order L-46*, amended, is hereby extended and shall remain in effect until terminated by the Director General for Operations. This extension shall be effective December 31, 1942.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 31st day of December 1942.

ERNEST KANZLER,  
Director General for Operations.

[F. R. Doc. 42-14185; Filed, December 31, 1942;  
11:47 a. m.]

#### PART 1144—GOATSKINS, KIDSKINS, AND CABRETTAS

[Conservation Order M-114 as Amended December 31, 1942]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of goatskins, kidskins and cabrettas for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1144.1 *Conservation Order M-114—*  
(a) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the Priorities Regulations of the War Production Board, as amended from time to time.

(b) *Definitions.* For the purposes of this order:

(1) "Goatskin" means the skin of the goat or leather made from it, other than a kidskin or India tanned goatskin.

(2) "Kidskin" means the skin of the young goat or leather made from it.

(3) "Cabretta" means the skin of a hair sheep or leather made from it.

(4) "Raw skin" means a skin in its original condition when imported, and before depilation.

(5) "India tanned goatskin" means an imported goatskin that has been tanned in Asia.

(6) "Put in process" means to soak in water or solution before depilation.

(7) "Semi-processed or finished" includes all skins that have already been put in process within the United States.

(8) "Tanner" means any person who puts in process raw goatskins, raw kidskins or raw cabrettas.

(9) "Basic monthly wettings" shall mean one-twelfth of the sum total of raw goatskins, raw kidskins, and raw cabretta skins put into process by a tanner during the period from January 1, 1941, to December 31, 1941, both inclusive.

(10) "Military order" means an order for leather to be delivered to, or for the account of, the Army or Navy of the United States, the Marine Corps, the Coast Guard, the United States Maritime Commission, the War Shipping Administration, the Panama Canal, the Coast and Geodetic Survey, the Civil Aeronautics Administration, the National Advisory Committee for Aeronautics, the Office of Scientific Research and Development, or any foreign government pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act), or for leather to be physically incorporated into products to be so delivered.

(11) "Footwear" includes house slippers but does not include foot covering designed to be worn over shoes.

(c) *Restrictions on processing.* (1) No person shall put in process during November and December, 1942, and January 1943, to fill his military orders and other orders a sum total of raw goatskins, kidskins and cabrettas equal to more

than 220% (total for three months) of his basic monthly wettings, and no person shall put in process during subsequent months a greater percentage of his basic monthly wettings of such raw goatskins, raw kidskins and raw cabrettas than is permitted by orders supplementary to this order.

(2) No person shall hereafter put in process any raw goatskins or raw kidskins except to make leather for incorporation into some product referred to in paragraph (f) (1) below.

(3) The restrictions in this paragraph shall not apply to any person who puts into process only domestic goatskins or domestic kidskins and who processes fewer than 200 skins per month.

(d) *Prohibitions against sales or deliveries.* No person shall, after August 7, 1942, sell or deliver any raw goatskins, raw kidskins, or raw cabretta skins if he knows or has reason to believe such material is to be processed or delivered in violation of this order.

(e) *Fair distribution of products.* In making sales or deliveries of semi-processed or finished goatskins, kidskins, or cabrettas, no tanner shall make discriminatory cuts in amounts or quantities in acceptance of orders or deliveries between former customers who meet such tanner's regularly established prices, terms and credit requirements. Reduction in sales or deliveries proportionate with any curtailment of input established in paragraph (c) hereof shall not constitute a discriminatory cut.

(f) *Restrictions on use of leather made from goatskins and kidskins.* (1) After December 31, 1942, no person shall utilize any leather made from goatskins or kidskins for the manufacture of any article other than the following:

Any article covered by a military order,  
Footwear,  
Trusses,  
Surgical supports,  
Orthopedic products (including arch supports),

Garments or gloves (made only from leather produced unavoidably in tanning for specific military orders but rejected as not meeting specifications) (but not exceeding an amount equal to 12½% of the leather produced by any tanner to fill military orders).

Provided, however, That until March 31, 1943, leather finished prior to January 14, 1943, may be used to manufacture other products.

(2) The restrictions in paragraph (f) (1) above shall not apply to:

(i) The manufacture of any article out of pieces of scrap which cannot be used to make any of the articles specified in said sub-section. Any tanner selling any such scrap pieces for such purpose shall show such sales in his report to the War Production Board on Form PD-373.



(ii) Persons who utilize only leather made from domestic goatskins or domestic kidskins and who use fewer than 200 skins per month.

(3) No tanner shall sell or deliver any leather made from goatskins or kidskins if he knows or has reason to believe that such leather is to be used in violation of this paragraph (f).

NOTE: Paragraphs (g), (h), (i), (j), and (k) were formerly designated (f), (g), (h), (i), and (j).

(g) *Appeal.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, or that it would result in a degree of unemployment which would be unreasonably disproportionate compared with the amount of goatskins, kidskins or cabrettas conserved, or that compliance with this order would disrupt or impair a program of conversion from nondefense to defense work, may appeal to the War Production Board, Reference M-114, setting forth the pertinent facts and the reason he considers he is entitled to relief. The Director General for Operations may thereupon take such action as he deems appropriate.

(h) *Reports.* Any person who puts in process goatskins, kidskins, or cabrettas shall file with the War Production Board, monthly, beginning April 30, 1942, one copy of report form PD-373; and shall file any additional reports and forms prescribed by the War Production Board, from time to time.

(i) *Records.* Any person who puts in process goatskins, kidskins or cabrettas shall preserve such records for not less than two years as will clearly and adequately indicate his compliance with this order.

(j) *Communications to the War Production Board.* All reports required to be filed hereunder and all communications concerning this order, shall unless otherwise directed, be addressed to: "War Production Board, Textile, Leather and Clothing Division, Washington, D. C., Ref: M-114".

(k) *Violations.* Any person who willfully violates any provision of this order, or who by any act or omission falsifies records to be kept or information to be furnished pursuant to this order, may be prohibited from receiving further deliveries of any material subject to allocation, and such further action may be taken as is deemed appropriate, including a recommendation for prosecution under section 35 (a) of the Criminal Code (18 U.S.C. 80).

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 31st day of December 1942.

ERNEST KANZLER,  
Director General for Operations.

[F. R. Doc. 42-14193; Filed, December 31, 1942; 11:50 a. m.]

#### PART 3008—ELECTRIC FUSES

[Limitation Order L-161 as Amended Dec. 31, 1942]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of copper, zinc, iron, steel and other materials for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the war effort:

§ 3008.1 *General Limitation Order L-161—(a) Definitions.* For the purposes of this order:

(1) "Electric fuse" means a thermal device used in an electrical circuit to prevent the flow of electricity in excess of a stated capacity in amperes. "Electric fuse" shall not include an electric fuse of 2300 volt size or larger or a "circuit breaker".

(2) "Manufacturer" means any person who makes, fabricates, assembles, casts or in any way processes material for the manufacture of electric fuses.

(3) "Copper" means unalloyed copper metal.

(4) "Copper base alloy" means any alloy in the composition of which the percentage of copper metal by weight equals or exceeds 40% of the total weight of the metal.

(b) *General restrictions.* Notwithstanding any contract, agreement or preference rating to the contrary:

(1) No manufacturer shall on or after 15 days subsequent to August 25, 1942 use in the manufacture, casting or processing of a component part of an electric fuse any copper or copper base alloy except as a conductor of electric current;

(2) No manufacturer shall on or after 30 days subsequent to August 25, 1942 use in the assembly of an electric fuse or in the assembly of a component part of an electric fuse any copper or copper base alloy except as a conductor of electric current;

(3) No manufacturer shall on or after the 31st day of December, 1942, ship or sell any electric fuse or component part of an electric fuse except:

(i) Pursuant to a preference rating of A-10 or better, provided that on and after January 21, 1943, no manufacturer may ship or sell an electric fuse or component part of an electric fuse except pursuant to a preference rating of A-1-j or better; or

(ii) To another manufacturer; or  
(iii) As a replacement part as defined in General Limitation Order L-158.

The provisions of paragraph (b) (3) of this order shall neither limit nor prohibit a sale or shipment of any electric fuse or component part of an electric fuse by any person other than a manufacturer.

(c) *Records.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, production and sales.

(d) *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted to audit and inspection, by duly authorized representatives of the War Production Board.

(e) *Reports.* Each person to whom this order applies shall file with the War Production Board such reports and questionnaires as said Board shall from time to time prescribe.

(f) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of or from processing or using material under priority control and may be deprived of priorities assistance.

(g) *Appeal.* Any appeal from the provisions of this order shall be filed on Form PD-500 with the field office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates.

(h) *Applicability of other orders.* Insofar as any other order heretofore or hereafter issued by the Director General for Operations limits the use of any material in the production of electric fuses to a greater extent than the limits imposed by this order, the restrictions in such other order shall govern unless otherwise specified therein.

(i) *Routing of correspondence.* All communications concerning this order should be addressed to the War Production Board, Building Materials Division, Washington, D. C., Ref: L-161.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 31st day of December 1942.

ERNEST KANZLER,  
Director General for Operations.

[F. R. Doc. 42-14186; Filed, December 31, 1942; 11:48 a. m.]

#### PART 3032—FILM

[General Limitation Order L-178, as amended Dec. 31, 1942]

Section 3032.1 *General Limitation Order L-178* is hereby amended to read as follows:

§ 3032.1 *General Limitation Order L-178—(a) Definitions.* For the purposes of this order:

(1) "35 mm. film" means unexposed film 35 mm. wide with a nitrate or safety base, whether negative or positive, other than film packaged for use in 35 mm. still cameras and other than film in strips of less than 100 linear feet.

(2) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation



or agency, or any organized group of persons whether incorporated or not.

(3) "Transfer" means the exposure of 35 mm. film by one person for the account of any other person and in addition the sale, lease, trading, loan, delivery, shipment or transfer of 35 mm. film by one person to any other person, but shall not include:

(i) Transfers of 35 mm. film from one branch, division, or section of a single enterprise to another branch, division or section of the same or any other enterprise under common ownership or control;

(ii) Transfers of title merely for security purposes;

(iii) Transfers of 35 mm. film to and from warehouses where no substantial change in right, title or ownership to such 35 mm. film is affected;

(iv) Transfers to and from carriers in order to effect the transfers specified in this paragraph;

(v) Transfers of 35 mm. film by:

(a) Eastman Kodak Company to J. E. Brulatour, Inc.

(b) Du Pont, E. I. de Nemours & Company to Smith & Aller, Ltd.

(c) Agfa Ansco to Agfa Raw Film Corporation.

(4) "Class A producer" means any of the following producing companies and their subsidiaries:

Columbia Pictures Corporation, Hollywood Square, Hollywood, California.  
Metro-Goldwyn-Mayer, Culver City, California.

Paramount Pictures, Inc., 5451 Marathon Street, Hollywood, California.

Radio-Keith-Orpheum Corporation, 780 North Gower Street, Hollywood, California.

Republic Pictures Corporation, 4024 Radford Avenue, North Hollywood, California.

Universal Pictures Company, Inc., Universal City, California.

Twentieth Century Fox Film Corporation, 10201 West Pico Boulevard, Los Angeles, California.

Warner Brothers Pictures, Inc., 400 West Olive Street, Burbank, California.

(5) "Class B producer" means any person other than a Class A producer who exposes 35 mm. picture negative film for the purpose of producing an entertainment motion picture for exhibition in theaters, at least one of whose motion pictures produced during 1941 was distributed by any Class A or Class B distributor.

(6) "Class C producer" means any person other than a Class A or Class B producer who exposes 35 mm. picture negative film for the purpose of producing an entertainment motion picture for exhibition in theaters.

(7) "Class A distributor" means any of the following distributing companies and their subsidiaries:

Columbia Pictures Corporation, 729 Seventh Avenue, New York, New York.

Loew's Inc. (Metro-Goldwyn-Mayer), 1540 Broadway, New York, New York.

Paramount Pictures, Inc., 1501 Broadway, New York City.

Radio-Keith-Orpheum Corp., 1270 Sixth Avenue, New York, New York.

Republic Pictures Corporation, 1790 Broadway, New York, New York.

Twentieth Century Fox Film Corporation, 444 West 56th Street, New York, New York.

Universal Pictures Company, Inc., 1250 Sixth Avenue, New York, New York.  
Vitagraph, Inc. (Warner Brothers), 321 West 44th Street, New York, New York.

(8) "Class B distributor" means any of the following distributing companies and their subsidiaries:

Monogram Productions, Inc., 4376 Sunset Drive, Hollywood, California.

Producers Releasing Corporation, 1501 Broadway, New York, New York.

United Artists Corporation, 729 Seventh Avenue, New York, New York.

(9) "Class C distributor" means any person other than a Class A or Class B distributor who distributes 35 mm. prints of entertainment, factual, or special pictures for exhibition.

(10) "Expose", "exposing" or "exposed" includes in addition to its normal meaning, to process by an imbibition method, such as technicolor.

(11) "Entertainment picture" means any picture other than a factual or special picture, including newsreels and trailers for entertainment pictures.

(12) "Factual picture" means any picture whose main function is informational or instructional. It does not include special pictures or pictures whose main function is entertainment, but it includes advertising and sales promotion pictures.

(13) "Special picture" means any picture:

(i) Produced for scientific research purposes, such as recording and measuring;

(ii) Produced for micro-filming purposes;

(iii) Produced for identification picture purposes;

(iv) Produced for such other special purposes as the Director General for Operations may from time to time specify.

(b) *Restrictions upon exposure of 35 mm. film for entertainment pictures.*

(1) Except as provided in paragraph (b) (5) of this order, during the three months period beginning January 1, 1943, no Class A producer and its Class A distributor shall expose or have exposed for their account or for the account of any other person whatsoever, in the production and distribution of entertainment pictures a greater combined total of 35 mm. film than the amount specified in Schedule A, attached to this order, opposite the names of such Class A producer and its Class A distributor.

(2) Except as provided in paragraph (b) (5) of this order, during the three months period beginning January 1, 1943, no Class B distributor shall expose or have exposed for its account or for the account of any other person whatsoever, in the production and distribution of entertainment pictures a greater total of 35 mm. film than the amount specified in Schedule A attached to this order, opposite the name of such Class B distributor.

(3) Except as provided in paragraph (b) (5) of this order, on and after January 1, 1943, no Class B producer shall expose or have exposed for its account or for the account of any other person whatsoever in the production and distribution of entertainment pictures any 35 mm. film except pursuant to a specific authorization of the Director General for Operations, except such 35 mm. film which any Class A or B distributor exposes for the account of such Class B producer within the quota established for such Class A or Class B distributor pursuant to paragraphs (b) (1) and (b) (2) of this order.

(4) Except as provided in paragraph (b) (5) of this order, during the three months period beginning January 1, 1943, no Class C producer or Class C distributor shall expose or have exposed for its respective account or for the account of any other person whatsoever in the production and distribution of entertainment pictures, more 35 mm. film than 22% of the 35 mm. film exposed by or for the respective account of such Class C producer or Class C distributor during the calendar year 1941.

(5) In addition to the amounts of 35 mm. film which may be exposed in the production and distribution of entertainment pictures pursuant to other provisions contained in this paragraph (b), the following additional amounts of film may be exposed:

(i) Any Class A, B or C distributor may expose or have exposed for its account or for the accounts of other persons during the three months period beginning January 1, 1943, and during any three months period thereafter, amounts of 35 mm. film equal to 50% of the linear feet of 35 mm. film contained in positive prints of entertainment pictures which such distributor turned over to the Army of the United States for distribution and exhibition by the Army of the United States in the preceding calendar quarter, and 100% of the linear feet of 35 mm. film contained in positive prints of entertainment pictures which such distributor turned over to the Navy of the United States for distribution and exhibition by the Navy of the United States in the preceding calendar quarter.

(ii) Such amounts of film as the Director General for Operations shall from time to time authorize Class A, B, and C producers and Class A, B, and C distributors to expose during the period beginning January 1, 1943, and ending June 30, 1943. During the period specified the Director General for Operations will not grant authorizations pursuant to this subparagraph in excess of 57,000.-000 linear feet of 35 mm. film.

(c) *Restrictions upon exposure of 35 mm. film for factual pictures.* On and after January 1, 1943, no person (including government agencies) shall expose or have exposed for its account or for the account of any other person whatsoever any 35 mm. film for the production and distribution of factual pictures except pursuant to the specific authorization of the Director General for Operations. During the period beginning January 1, 1943, and ending June 30, 1943, the Director General for Operations will not authorize the exposure of more 35 mm. film for factual pictures than 44,300,000 linear feet.



(d) *Restrictions upon exposure of 35 mm. film for special pictures.* On and after January 1, 1943, no person (including government agencies) shall expose or have exposed for its account or for the account of any other person whatsoever any 35 mm. film for the production and distribution of special pictures except pursuant to the specific authorization of the Director General for Operations.

(e) *Special exemptions affecting restrictions upon exposure.* The restrictions affecting exposure of 35 mm. film contained in paragraphs (b), (c), and (d) of this order shall not apply to:

(1) The Army and Navy of the United States, and

(2) The Office of Strategic Services.

(f) *Restrictions upon transfers of 35 mm. film on and after December 31, 1942.*

(1) On and after December 31, 1942, no person shall transfer any 35 mm. film to any other person whatsoever, except:

(i) Motion picture laboratories and other service organizations processing 35 mm. film may transfer 35 mm. film to or for the account of Class A and B distributors, the Army and Navy of the United States, or the Office of Strategic Services, or

(ii) With specific authorization of the Director General for Operations.

(g) *Applications for authorizations to expose or transfer 35 mm. film.* Any person may apply to the Director General for Operations for a specific authorization to expose or transfer 35 mm. film by executing and filing Form PD-763 with the Motion Picture and Photographic Section of the Consumer Durable Goods Division of the War Production Board, Washington, D. C. The following additional information must be filed with Form PD-763 if the application relates to factual pictures:

(1) The extent to which the picture is planned in conjunction with an organized picture program of a specific federal government department in furtherance of the war effort;

(2) The extent to which the picture duplicates pictures already produced or in production;

(3) The extent to which the picture is to be used in connection with a national or regional campaign;

(4) The extent of the applicant's activities in producing similar films during 1941;

(5) The extent to which the film is to be used for class room instruction, if it is an educational film.

(h) *Reports.* (1) All persons affected by this order shall execute and file with the War Production Board such reports and questionnaires as said Board shall from time to time request.

(2) Every motion picture laboratory and other service organization processing 35 mm. film shall execute and file with the War Production Board, Washington, D. C., Ref.: L-178, on or before the 10th day following the close of each calendar month, Form PD-764.

(i) *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(j) *Violations.* Any person who willfully violates any provisions of this

order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(k) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the War Production Board, as amended from time to time.

(l) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to the War Production Board, Consumer Durable Goods Division, Washington, D. C., Ref.: L-178.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 31st day of December 1942.

ERNEST KANZLER,

Director General for Operations.

#### SCHEDULE A

	Linear feet
Columbia Pictures Corporation	30,168,738
Metro-Goldwyn-Mayer and Loew's, Inc.	51,237,449
Monogram Productions, Inc.	5,617,180
Paramount Pictures, Inc.	40,664,577
Producers Releasing Corporation	3,052,332
Radio-Keith-Orpheum Corporation	32,005,224
Republic Pictures Corporation	17,653,771
Twentieth Century Fox Film Corporation	41,282,295
United Artists Corporation	14,234,304
Universal Pictures Company, Inc.	32,950,758
Warner Brothers Pictures, Inc., and Vitagraph, Inc.	33,152,212

[F. R. Doc. 42-14187; Filed, December 31, 1942; 11:48 a. m.]

#### PART 3108—MATERIAL FOR REPAIR, MAINTENANCE AND OPERATION OF METAL MILLS WORKING COPPER, ZINC, COPPER-BASE ALLOYS OR ZINC ALLOYS

[Preference Rating Order P-134]

§ 3108.1 *Preference Rating Order P-134—(a) Definitions.* For the purpose of this order:

(1) "Metal mill" means a plant which actually makes copper, zinc, copper-base alloy, or zinc alloy castings, ingots or shot in its plant.

(2) "Maintenance" means minimum upkeep necessary to continue the working condition of the metal mill at its present rate of operations.

(3) "Repair" means restoration of the metal mill's plant to a sound working condition after wear and tear, damage, destruction of parts or the like have made it unsafe or unfit for service.

(4) "Material for repair, maintenance, and operation" means material (includ-

ing any commodity, equipment, accessories, parts, assemblies, or products of any kind) which is generally carried as metal mill's stores and charged to operating expense accounts and which is required for repair or maintenance of the metal mill's plant, or operating supplies which must be consumed in the amounts required to sustain the metal mill's level of operation. The term does not include raw materials which enter into or form part of a product produced by the metal mill.

(b) *Assignment of preference ratings.* Subject to the restriction of paragraph (d) below and of all the terms of this order, the following preference ratings are hereby assigned to deliveries to the metal mill of material for repair, maintenance and operation, but nothing herein contained shall prevent the use of any other or higher rating to which any person may be entitled by reason of any other preference rating certificate or order:

(1) AA-2x to deliveries of material consisting of all metals in any form appearing on Materials List No. 1, Revised, of Form PD-25A, all fabricated metal parts and all lumber.

(2) AA-5 to deliveries of all other material.

(c) *Application and extension of rating.* The rating assigned by paragraph (b) of this order shall be applied and extended in accordance with Priorities Regulation No. 3, as amended from time to time.

(d) *Restriction on application of rating.* No metal mill which can qualify as a Class I producer under the Production Requirements Plan (Priorities Regulation No. 11) nor any person securing priorities assistance under the Production Requirements Plan for the materials covered by this order may apply the rating hereby assigned to any material.

(e) *Records.* In addition to the records required to be kept under Priorities Regulation No. 1, the metal mill placing any purchase order or contract rated hereunder, shall retain, for a period of two years, for inspection by representatives of the War Production Board, endorsed copies of all such purchase orders or contracts, whether accepted or rejected, segregated from all other purchase orders or contracts or filed in such manner that they can be readily segregated for such inspection.

(f) *Reports.* Each metal mill, not operating under the Production Requirements Plan and using more than \$300 per quarter of material needed for repair, maintenance, and operating supplies, applying the preference rating assigned hereunder in any month, shall, within ten days after the close of each quarter, file Form PD 742 with the War Production Board and such other reports as may be required by the Director General for Operations from time to time.

(g) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of priorities regulations of the War Production Board, as amended from time to time.

(h) *Communications to War Production Board.* All reports required to be