# Civil Service <br> ARDER <br> <br> America's Largest Weekly for Public Employees <br> <br> America's Largest Weekly for Public Employees <br> Special Patrolman Exam in , $y$; Firema soruary 

## NEW RULES ISSUED IS APPLICATIONS

 PPEN FOR LABORER tafe Employees Win Pay Suif eallocations pply April 1,'47ALBANY, Dec. 1.- $\$ 3,000,000$ awaits 5,000 State ployees as a result of a decision by Supreme Court
tice Francis Bergan last week. The decision came in at has been called one of the most brilliantly argued es of its kind in the annals of civil service employee he result came in a test case Civil Service Employees Associatht by a State employee, tion, was the plaintiff's attorney
iel DeMarco of Albany, a in the case. Mr. DeGraff contend-
 e could legally refuse him a tion Board's recent survey must raise after he had been grant-
all be retroactive to April 1, 1947 .
higher grade when his job
The Civil Service Department, on reallocated
rede when his job
The Civil Service Department, on
the other hand, interpreted th ohn T. DeGraff, counsel for The (Continued on Page 5)

## linner Is Selected

 or the Fisher Awardae committee in charge an- $\mid$ sented to the winner. The large annual Harold J. Fisher Mem- $\begin{aligned} & \text { silver trophy will be presented to } \\ & \text { the winner soon thereafter by a }\end{aligned}$ IAward has been selected and the winner soon thereafter by a identity will be of his or The committee also announced identity will be made on Fri- that five other State employees ual dinner meeting of the
have been selected for receipt of
gold medals. These, too, will be Hotel Woodservice League, at guests at the dinner and receive et time a citation will be pre- $\quad \begin{aligned} & \text { (Continued on Page 4) }\end{aligned}$


Supreme Court Justice Francis favor of State employees.

## No Disability Preference for Zero P.C. Vets

Supreme Court Justice John E McGeehan handed down a decis-
ion in the case of two Fire Lieuion in the case of two Fire Lieu-
tenant eligibles, holding that no disabled veteran preference applies under the State constitution unless a war veteran has a Vetering of at least 10 disability ratis the least 10 per cent. That paying disability percentages for paying disability pensions,
(Continued on Page 13)

## Dec. 4 Last Day; Howto PassTest

The requirements for Laborer jobs for which applications open today (Tuesday) include a stiff physical test. an easy literacy test and 50 as age limit. Pay ranges from $\$ 35.76$ to $\$ 45$ a week.

Additional information was released today, besides the above, that is very important to every applicant. Apply today, tomorrow and Tor Laborer (Male) jobs with ence-to all men who can pass a NYC; today, if possible, because simple literacy test. The official of flling of jobs in order of num- examination notice is published bered applications. Appointments
will be made to hundreds of jobs in this issue of The LEADER. will be made to hundreds of jobs
on a first-come-first-served basis

applicants be U. S. citizens, and | on a frst-come-irst-served basis | (Continued on Page 9) |
| :---: | :---: |

## Federal Sick Leave Abolition Proposed <br> The Federal Personnel Council Annual leave, holidays and sick

 of Metropolitan New York is con- leave, the Council figured, can sidering a proposal to abolish $\begin{aligned} & \text { now amount to nine weeks a year. } \\ & \text { A specified maximum number of }\end{aligned}$ sick leave, on the ground that the days off, for whatever purpose to privilege is being abused. Recently be used, is being considered, in the U.S. Civil Service Commission conjunction with sick-leave made a nation-wide ruling re-- $\begin{aligned} & \text { abolition, } \\ & \text { quiring a doctor's certificate even } \\ & \text { The Council has jurisdiction of }\end{aligned}$ or absencies of less than three NYC, Long Island, Westchester, days, if requested to be chargedagainst sick leave. $\begin{aligned} & \text { Rockland and Northern New } \\ & \text { Jersey, }\end{aligned}$

Many Thousands of Jobs from 300 Exams; pportunity for Those Who Have a Trade

Son is about to launch the $\left\lvert\, \begin{aligned} & \text { from lists resulting from the tests. } \\ & \text { All jobs are permanent. }\end{aligned}\right.$
ries of examinations in The announcements will be intory. All kinds of titles made severally by local Boards position, with predomi- of Civil Service Examiners, Which skilled and semi-silion hand will be principally for openThe number of titles. will
ings in N.Y. State. The other
vacancies to be filled from these sands of persons reported. Many examinations are in New Jersey. ads of persons will be hired All departments will be concerned.

## STATE AND COUNTY NEWS

## Own Assn. Building Discussed

ALBANY. Dec. 1.-A dream or State and county employee ice Employees Association came closer to fruition last week A group of employee leaders met in
Albany, as the Special Building Fund Committee, and discussed definite ways in which the Asso-
ciation's own building could be achieved. The results of the committee's deliberations have not reports are that an effective plan for raising the necessary money
for a building would be worked for a building would be worked Association cramped for space in its Capitol headquarters.
Members of the Special Building Fund Committee: Charles A. Bind, chairman; Charles Foster, rection; Francis MacDonald, Schenectady; John MacNamara, Public Works: Joe Lochner,

## EDITORIAL <br> When Dewey Meets Politicians

Big political story of last week was the scheduled meeting of Governor Thomas E. Dewey with Republican legislative leaders to discuss the State's finances. Part of this discussion was said to be concerned with the upward

When fiscal matters get tight, there is a tendency in political circles to let the employees hold the bag. The Governor has already pointed out how much more everything is costing the State this year. It is reported that his commissioners insist on their full budgets.

The men meeting together on these problems should understand that they cannot, must not, "take it out on" the employees. Nor should they assume that the State's workers will be content with a 10 per cent increase, whether in permanent or bonus form. The State employee feels that he has lived through the worst year of inflation without having had a pay raise, and as he sees it, he has contributed that much to the wealth of the State. The cold figures show that even a 25 per cent across theboard pay increase wouldn't bring him up to what he earned nine years ago, in actual buying power

He wants a 25 per cent minimum increase. In justice the State can hardly pay him less.

## State Positions Denied Reallocation



## No. 1 RecruiterMember Of Armory Chapter

dented to Sergeant Jensen by Metropolitan Area, expressed Granted to Sergeant at the Hotel pleasure at having as a member, $\begin{aligned} & \text { Roosevelt in NYC. Along with four } \\ & \text { pst Sergeant James C. Jensen, } \\ & \text { other winners, the Sergeant will }\end{aligned}$ who distinguished himself as the be taken to Washington to meet who distinguished himself as the in the recruiting drive known as Operation 88,888 , having signed Armory employee of Hempstead, up 153 recruits in the per 1947. veteran of World War: $\mathbf{I}$ and $\mathbf{L}$.



## Public Works Dept. Include Albany Groups in Overtin

ALBANY, Dec. 1-The State Deapartment of Public Works is going all-out to make sure that all em-
ployees legally entitled to overtime ployees legal
on the subject (reported last week $n$ The LEADER issue of Novem bor 25) the department issued supplementary memo, specifical including workers of the devisions. visions.
The


$\qquad$

## Title

## Capitol-Albany

Chief Building Guard
Elevator Guard.
Watchman
Senior Stationary Engineer
Powerhouse-Albany
Head Stationary Engineer
Senior Stationary Engine
Steam Fireman
Power Plant Helper
Plumber and Steamfitter Foreman.
The Governor Alfred E. Smith
State Office Building
Office Building-Buffalo
Steam Fireman

POINT STRESSED
Particular attention is contained on paragraph which 2 ffice Memorandum , and which is of primary time recognition for all affected:
"Unit heads and District neers who are responsible to determination of overtime rec sating time off in every comp where it is possible so to approvals of overtime with the understandin dividual payments w quired, notwithstand of work eral schedule of hours the
ions that is

No. of
Positions

MRS. ANNA D. CRAIG DIES
Special to The LEADER
SYRACUSE, Dec. 1. -Mrs. Anna
D. Craig, an employee of the
Syracuse State School, died in
Syracuse General Hospital fol-
lowing an operation. Mrs. Craig
was employed by the State as
Cook for 17 years. Her husband
is her only survivor.

## Cunitimus

 $\mathfrak{L} \mathbb{O} \mathbb{N}^{5}$
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## STATE AND COUNTY NEWS

## mployees under Cornell Rule pek Remedies by Conference

administration ha
ling to recognize.
ing to recognize of the isolation
In consequence imposed on State college policy imposed on state collese
and station personnel, the emand station personnel, the emnew grading schedule of the State.
even under the present makeeven under the present make-
shift, new classifications are being shift, new classifications are being sought, so that inequities will be basis as long as it lasts, because the need for considerable im-
provement is considered by the provement is considered by the
workers to be urgent. They seek an interim benefit, until the workers are declared to be State em-
ployees, as they insist they must ultimately be treated.

$$
\begin{aligned}
& \text { Time Clocks, Maybe } \\
& \text { Employees have learned }
\end{aligned}
$$

$\qquad$ in time clocks, to check the number of hours worked, against a
working schedule of 2,000 hours a year. Since this looks toward
definite and uniform hours, with overtime recognized, the question arises whether overtime would be paid for in money, or offset by
time off. The best information is, compensatory time off. However, there likely would be no time off, or the head of the department or or the head of the department or time work and Budget Director were informed. With Albany making such final decision, it struck
many employees that more evidence existed that the employees ployees in fact, if not yet in law.

Albany is supposed to make the decision one the overtime

Hours and Pay Differ
Some employees work 40 hours
a week, a half day every fourth Saturday, with the Saturday work Buildings and and Plumbers and Steamfitters Electricians have about the same conditions except that every fourth Sunday they work two
hours. Painters are on a straight 40-hour, 5-day week; Corpenter the same, except for a half day 44-hour week, eight hours a day five days a week, and four hours on Saturdays, no money or time off for the extra four hours. Home Economics Janitor
hours, consisting of seven five-
hour days and a half day of 5 with compensatory time off on overtime. Farm Practice employees, and those in Floriculture and Ornamental Horticulture. 40 hours a week, time off for over have while Dairy workers als straight time for the excess.

## Redress Sought

The Civil Service Employees
Association has a very active
State College Chapter, many of State College Chapter, many of
whose members are experts on the problems existing. Employees have if any agency or person can, obtain redress of grievances.

## satisfying <br> the various needs

workers;
Understand just what chapter members and chapters can do to progress the program locally and adop
cal po. Survey the resources of local political, civic, business, fraother means available to prom
the Association's program; the Association's program; "d. Meet face to face the leadent area of communication and the opportunities for joint action within a regional area for work ployee needs and their solution "e. Develop good will throu
social and cultural meetings. social and cultural meetings. "The plan of dividing the State conferences areas-is written into the Association's constitution. O course, the number of regions can
be increased as needs seem to in dicate to bring all chapters close Cogether in action.
Cites Pay Increase Need "The headquarters of the Re gional Conference is usually where
the Chairman resides. The Regional Conference so far as action gional Conference so far as action
is concerned is wherever its meetings are in session. "The money for Conference ex-
penses of the Chairman, activities and conference committees is provided usually by per capita dues
of members of the chapters formof members of the chapters form-
ing the conference.
"The Regional Conference does not establish Association policies.
These are established by member-
ship action through chapter deleship action through chapter dele-
gates. The Regional Conference gates. The Regional Conference
helps to promote association poli-
cies by helping the chapters within each conference area to understand the program and to cooperate closely in working for its at-
tainment. It makes possible a concentration of thought and effort. "Take a specific need of State a substantial cost-of-living salary adjustment. The delegates voted
that the association should seek to secure at least a 25 per cent upsecure it as soon as possible. Asly after they were given the man-
date. They asked the Governor to call a special session of the Legislature because this seemed necesmake the salary adjustment make the salary adjustment. They They have appealed to the legislaors to do something about the salary matter. Thus far the Govated nor have they expressed acted nor have they
themselves regarding it

## The State Employee

By Dr. Frank L. Tolman President, The Civil Service EmMember of the Employees' Merit

## "Persuasion In A High Hat'

HARLES LUCKMAN, Chairman of the Citizens Food ns" as "Persuasion in a High Hat." Mr. Luckman himself takes off his hat to persuade. He also stated that Labor and Management sit down at a square table, management arrayed in its highest high hats, and Labor in its work clothes. He wants a round table where both parties are dressed and act alike.

We need to do a gigantic task of air-conditioning in abor relations," says Mr. Luckman. "The need is for mutual understanding and a willingness to work together
for common ends."

## Conferences All Too Few

In public service, public relations and personnel relations are not recognized as of much importance. We do
have some high-hatted and some stuffed-shirted and some politically-minded executives and officials, but we have few conference tables, square or round. Those in authority too often try to solve all our difficulties by a new rule or regulation or a new procedure or form. Of course, it doesn't work. Distance may lend enchantment to the view, but it lends formalism and misunderstanding in

## Main P

The main purpose in The Civil Service Employees Association's proposed Public Employment Labor Relations Act is to multiply round table conferences where the
stuffed shirts and the high hats are checked with the hatgirls. It may require, as Mr. Luckman suggests, some time before we all acquire the habit of dealing with facts and Wroblems from a common objective and human viewpoint We agree with Mr. Luckman that the honest attempt to ployees ind ployees impartially and humanely would be a major
revolution in business and, (we add) public affairs.

## County Chapter Recruiting For Assn. Going Well

## $\left.\begin{gathered}\text { Special to The LEADER } \\ \text { ALBANY, Dec. 1.-Local and }\end{gathered} \right\rvert\, \begin{aligned} & \text { tration and Library; James } \\ & \text { Adams, }\end{aligned}$

 tion in greater number than the organization had anticipated. Said "The county employees are joining in numbers we had scarcely the recruiting work is being done
on the local level with county on the local level, with county groups organizing their own membringing in new members." to be organized:
St. Lawrence Chapter
Philip L. White, President,
Carson James, Welthia Kip,
Dennis Amo, William Costigan,
Robert Halpin, Mary Manning, Henry Montroy, Henry Robillard
Myrtle Shaver, Carl Baxter, Dolley Exelby, James Kane, William
Mead, Mark Patterson, Eva South worth, Pearl Holt, William Hin-
man, Donald Blackmon, Albert
Hough, Roy Countryman, Hough, Roy Countryman, Eleanor
McNeal, Frank Gilmour, Lefe Goodshaw, Marshall Lepper
Marian Murray, Dewitt Rutherford, Leon Jones, Steward Ritchie
Glenn W. Miller.


Kokalas, Polic e Department;
Lawrence Juskoskie, Fire Depart-
ment. Village of Endicott-Paul Brown, Fire Department; Harold of Union-DeVall Ostrum, Admin-
istration; Fuller Evans, Public
Works Department; Dorothy GarWorks Department; Dorothy Gar-
dinor, Welfare Department, Town of Binghamton, William Gage; go, Ray Cole; Lisle, James Brown;
Vestal, Walter Con
Lestr Lester Lee and School Districts
in the County, Hiram Goodrich.
$\qquad$ Onondaga County Chapter Vernon A. Tapper, President,
Norbert Hornung, Helen V. Smith, Harry Cook, Norbert Hess, Lester
Miller, Leona M. Appel, Allen
Ferguson, Edith Schreyder, Joseph Linsenmeir, Kathryn Magdziak Louise Williams, Carly Dumond,
Rose Soblavitch, Gordon Jchnson, Willard Bennett, Laura Gurniak,
Arlene
Matilda

Goldstein Rules On Compensation Case

ployee of a village fire company who performs janitorial work in

the fire house owned by the company is not protected by a work-
men's compensation policy issued men's compensation policy issued
to the village covering the volunteer firemen, according to an inAttorney General Nathaniel L.

## rlWho Wouldn't Take '№' Pr an Answer Wins $\$ 150$



## STATE AND COUNTY NEWS

## Central Conference To Aid Law Program

| BINGHAMTON, Dec. 1-A gen- | Directors of the |
| :---: | :---: |
| al meeting of the Central New | in Albany on November 6. Miss |
| k Conference of The Civil Ser- | LeFever had attended this meet- |
| mployees Association was | ing as alternate for Clarence $W$. F. Stott, Chairman of the Con- |
| ld at the Broome County Court | ference. She also spoke of the |
| ouse and plans made to est | ac |
| local legislative subcommittee | in promoting the work of the As- |
| oughout the entire region of |  |
| e Conference to assist in |  |
| 枵ociation's 1947-48 legisla |  |
| ram. Albert E. Launt, C |  |
| n of the Conference Legislat |  |
| mmittee, said that this pro | Utica State Hospital Chapter |
| am calls for "establishment | successfully bid for the privilege |
| cal legislative committees in | field day. Ma |
| chapter of the State A | chairman of the Confe |
|  | Preside |
|  | Ernest L. Conlo |
| Paul H. Swartwood, Chairm | Representative of th |
| the Conference Resolutions | reported on the A |
| ommittee, reported on the | gional Conference |
| hat committee at its mee | which |
| in Rome. Mr. Swartwood, | was set up by |
| erved on the State Associ | Tolman |
| tions | of the several regional con |
| on the proceedings |  |
| ittee at its bany. |  |
| Doris LeFever Speaks | nce J. |
| is LeFever, President | entative of |
| Se Chapter, spoke briefly | guest speaker |
|  |  |
| Rewa |  |
| e | liberalizing of |
|  | n of chapters |
| BANY, Dec. 1.-Six hundred | N |
| prizes | In the evening, the |
| ember | group enjoyed dinner |
| nal Guard for | with Assemblyman |
| ir work in the recent recruit | Kn |
| ign, Col. William | It is planned |
| visor of the |  |
|  |  |

## Resolutions Adopted



## Winner of the 1947 Fisher Award To Be Announced on December 12

| Continued from Page 1) | garet McLaughlin, Director of |
| :---: | :---: |
| The Fisher award, with addi- | Nurses' Training, Central 1slip State Hospital. |
| tional medals, if deemed earned, is made by the committee alone. The LEADER donates the trophies |  |
| The LEADER donates the trophies but does not participate in the selection. | VETERANS LEARN TO DANCE |
| The awards are for exceptional |  |
| The | WIN PIERCE |
| ious cup winners were Dr. | OF DANCING |
| sident of The Civil Service Em- |  |

 State Training School for Girls Corcoran; Vresident, Mrs. Anna
Vice-president, Ray
mond J. Beebe; Secretary, Mrs Grace M. Ritch
CRAIG COLONY-The Chapter
re-elected its entire slate of offi-
cers: President, J. Walter Man-
nix; Vice-president, George North-
rup; Secretary, Beulah Bedford,
and Treasurer, Glenn M. Green
ONEONTA-The results of the
annual election of officers of the
Oneonta Chapter follow: Presi-
dent, Mrs. Gladys A. Butts, Con-
servation Department; Vice-presi-
dent, Herbert, Torrey, Homer
Folks Hospital; Secretary, Mar-
garet Wells, State Health Office
Treasurer, Thomas Natoli, Homer
Folks Hospital; Delegates, Betty
Moore, State Employment Service
and Gordon Beams, State Armory
Alternate Delegates, Herbert Tor
rey, Ruth Howland both of Home
Folks Hospital.
NY NYC Chapter of the Civil Servgone omployees Association hasgone over the 2,000 mark, and
ahead of last year's campaignannounced at a meeting of Chap-ter's previously announced de-
cision to join the MetropolitanNew York Conference was affirm
ed by the Representativesd by the Representatives.by the Representatives, providesference subject to to the Chapter
officers' a
tion and
After a lengthy discussion
laws the Representatives decidedtions to the Conference. The con
stitution and by-laws discussebasically are the same as the one
endorsed by the four other chap-
ference. They are the Creedmore
Long Island State Park, New York
Psychiatric and Central IslipPsychiatric and Central Islip
Chapters of the Association.
Victor J. Paltsits, Banking De-partment representative to therepresented the Chapter in disterested in organizing a Confer
The Representatives touched onof the issues was put off untilMr. Porta praised the Chapter
5,00 paid memberships this year,
The Chapter already has theThe Chapter already has the
The meeting was held at Willy'sand was attended by approxi-mately 40 persons. The date ofthe next meeting was left to theMichael L. Porta, PresidentService Employees Associationhas named eight persons to the
The Committee is headed by
$\qquad$ Department, and includes Solomon Heifitz, Commission Against Labor Relations Board; Diamond J. McCarthy, Banking; Walter J,
Nolan, Appellate Division, Second

## SOLEMN MASS

## Every Sunday at 10:55 a.m




Fire Observers' Pay Less Than $\$ 1,000 a$
Year, Poses Problem

turkey dinner was served by M
and Mrs. Rudy Warda, Erwi
Keinath was general chairman

sisted
man.
man
A pen and pencll set was pre-
ant Superintendent Joseph P. P.
Conboy, as a token of estem
fromboy his as a triends and former as ast
presented with orr.ids.
Dinner and dant
dance


Honors were conferred on Lor-
etta De Angelis, Adelaide Zachary
Francis DeFrate and David Oster-
houdt.
bers were rendered by Mr. and Mrs. Joseph Eagan and M
Mrs. Thomas Henderson.
MIDDLETOWN - The first monthly meeting of the Middleunder the guidance of the newlyelected President, Arthur K. Gunderson,
speakers
ters, President of Mental Hygiene

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## STATE AND COUNTY NEWS

Uembership Record et by State Assn. or Specific Period

$$
\begin{aligned}
& \text { ec. 1. Joseph Loch- } \\
& \text { Secretary of the } \\
& \text { Employees Associa- }
\end{aligned}
$$ veek reported the greatperiod in the Associa-

The figure of those already sent in their
8,000 ahead of what rship of the Association is vice Rating Group Holds a Meeting


## edward miner dies



## Employees Win Suit On Reallocation Pay <br> 2,500,00

## law as postponing the benefits in

 all butcases.

Legislative Intent Shown In ruling for the employees decision which will have wide ramifications. There was no definite indication at press time Said Justice Bergan
"It seems to me that the Legis-
lature intended that an allocation
to the new simpler and more to the new, simpler and more
equitable salary grades provided equitable salary grades provided the time credit of the new grade
that the employee had in his
grade on March 31, and that the grade on March 31, and that the
benefit of this goes to one who has benefit of this goes to one who has
undergone the process of both a undergone the process of both a April 1, 1947. The scheme of the statute and the purpose to be tion. All the adjustments made April 1, the general effective date a unitary treatment was intended for all positions affected by the change
April 1:
"It would take pretty clear
language in the 1947 statute to language in the 1947 statute to there are statutory administrative and part of an inter-related sysand of change, the employee is the salary grade of the ultimate allocation coming within the
period fixed by the statute. I find no such language and I think
petitioner is entitled to the relief

## Comprehensive Brief

The brief submitted by Mr
DeGraff gave a comprehensive
history of the State's salary laws DeGraf gave a comprehensive
history of the State's salary laws,
traced their consistent tenor of traced their consistent tenor of
protection of employees' pay scales based on years of service, and
showed that the laws passed by
the 1947 session of the Legislature mandated benefits, as of ployees whose positions were re
allocated as a result of the Salary
Standardization Board's work
On Mrch 31, 1947, Mr. DeMarco
held the position of Laboratory
Worker, which was then allocate
to Service 2, Grade ib in the old
Salary schedule. This service and Salary schedule. This service and
grade were converted to Grade
2 in the new schedule. This congrade were converted this con-
2 in the new schedule. Thi
version was effective April 1, 1947. version was effective April 1, 1947.
Subsequently, on April 14, 1947, Subsequently, on April 14, 1947
Mr. DeMarco's position was reMr. DeMarco's
allocated by the Salary Board to
Grade 3 . Mr. DeGraff quoted this Grade 3. Mr. DeGrafl
section of the law: made by the "Any allocations made by the
Salary Standardization Board on Salary Standardization Board on
and after April first, 1947, and and after April first, 1947, and
prior to October 1,194 , and ap-
proved by the director of the budget, shall become effective as of April first, 1947.'

Bonus Conversion
The attorney pointed out that one of the purposes of the conversion was to incorporate the
emergency bonus into the new salemergency bonus into the new salary schedule. The old scales, plus the emergency bonus, to the new scales with no
bonus, resulted in small salary inbonus, resulted in small salary in-
creases ranging from $\$ 1$ to $\$ 100$ creases ranging from $\$ 1$ to $\$ 100$ in some cases and in other cases
there was no increase whatever conversion was about $\$ 50$ a year
and for this purpose the Legisla and for this purpose the Legisla
ture, on the recommendation o the Governor, appropriated

5 East 42nd St.

In its report to the Governor acknowledged inequities equalities in employee pay to equaich the Governor had referred
in his 1946 message, and which in his 1946 message, and which had remained uncorrected. The Board had specifically requested that sufficient funds" be approthose positions found to be underpaid."
$\$ 3,000,000$ for Equity the Governor, in his message 947, "wholeheartedly" supported the Board's proposal. After recommending an appropriation of matic conversion, he sid: "Certain reallocations of posinow and October 1 1947, (effec the as of April 1, 1947) to make the whole plan fully equitable allocations will cost some $\$ 3$, 000,000."
Nevertheless, despite this back ground, the Civil Service Com nission had construed the law tax in a manner which, Mr. DeGraff
argued, nullified the argued, nullified the $\$ 3,000,000$ lature. "Under the defendant's "Under the defendant's con-
struction," the legal brief said, the cost of the retroactive re-
allocations will be, not $\$ 3,000,000$ -but a mere $\$ 200,000$-a differnnce so huge that it cannot be estimate.'
"It must be presumed that the Governor had a definite construcion in mind and certain specific advice of his subordinates the recommended the appropriation of $\$ 3,000,000$, instead of $\$ 200,000$. The construction adopted by the ever seems to be based on the assumption that the figure of
$\$ 3,000,000$ has no meaning whatver and was picked at random Mr. DeGraff argued that the Legislature carried out the Governor's intentions. The 33 -page defendants' construction nullifies ernor and the appropriation the Legislature, and places th he position of being 'Indian givers'

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## A THOUGHT FOR THE WEEK

ABOR disgraces no man; unfortunately, you occasionally find a man who disgraces labor.-U. S. Grant.

## Civil Service LEADER

America's Largest Weekly for Public Employees Member of Audit Bureau of Circulation

## Published every Tuepday by

## Court's Opinion Is Disturbing

T HE Appellate Division, First Department, Justice in a civil service case.
In deciding that a $\$ 4,000$ Examining Physician, Grade 4, in the Board of Education, could be put in charge of the Medical Staff, at $\$ 7,850$, because Grade 4 is the top,
and without salary limit, the court stressed the virtues of and without salary limit, the court stressed the virtues of as against selection by competitive examination.
"The assignment of supervisory duties to a position such as this does not necessarily constitute a promotion within the meaning of the civil service law," say the court. Commissioner in selecting from among the members of the miformed force a Superintendent of Buildings in the Police Department.

The ability to superintend and
her men or women is one of the work effectively over other men or women is one of the
most intangible of human characteristics, and is difficult to measure by formal examination. There is common sense in leaving the determination of such qualities, within proper limits, to the good judgment of those who have been able to observe the conduct of the individual in quesin association with the persons he is being detailed to supervise

## Method Used to Obtain Man Who Was Wanted

The particular beneficiary of this easy system had passed two competitive examinations, but none of them Board of Education itself held the post of Chief Medical Examiner to be in the competitive class, and so had the
Civil Service Commission. An examination was to be held Civil Service Commission. An examination was to be held
to fill the position. But then the Board of Education reversed itself, and attempted to abolish the position of Chief Medical Examiner. It assigned the senior Examining Physician, Grade 4, to the same duties as were set forth was unchanged; but his duties and pay were not.

In fact, the same Examining Physician had been appointed provisionally to the Chief Medical Examiner post. in this instance a Board, obtained the incumbent it desired for the promotion post, without having to resort to any

If promotion examinations can be thus easily evaded, then a serious threat menaces the merit system through-
out the entire State, and especially with the blessings of blind justice upon it. However, the defeated petitioner is appealing, so that the State's highest court may pass on the question.

## A Strong Dissenting Voice

Justice Shientag in his dissenting opinion wrote:
"Instead of going through with the plans which had been formulated and virtually agreed upon between the Board of Education and the Civil Service Commission, what the Board of Education did was simply this: In order the position of Chief Medical Examiner, it retraced all the steps it had previously taken, purported to abolish the position altogether, and bestowed upon the provisional appointee under his former title all the duties, responsibilities and emoluments of Chief Medical Examiner, except the name. This indicates a design and attempt on the part of the Board of Education to avoid the requirements of

Whatever the disposition of the case should have been, on questions of fact and law, certainly the reasoning of
the majority opinion is out of keeping with the spirit of the majority opinion is out of keeping with the spirit of
the merit system as enunciated in our constitution and harks back fifty years to arguments of opponents of the merit system. Fortunately a strong dissenting voice is raised from the bench in defense of the merit system, but let us hope it will not be the last such voice.


EYE-OPENER indeed to State Alexander Falk was the personnel Alexander Falk was the personnel
system in use by the fennessee
Villey Aus his fellow-Commissioners about it.
on the trip with him was Attor-
ney H. Ellot Kaplan Executive On H. Eliot Kaplan, Executive
ney
Secretary of the Cvil Secretary of the Civil Service Re-
form Association. They flew to
gether to the Dallas convention gether to the Dallas convention
of the Civil Service Assembly of
Of U.S. and Canada, then back
tracked to TVA... Di Falco bil
is dead, is dead, John E. Carton, PBA
President, will report in 20 days
to his fellow Patrolmen in NYC. to his feliow Patrommen in
Reastimated cost of $\$ 4,000$,
000 set Mayor O'Dwyer agin it and he kilt it, selp me. New
issue would have given money
benefits to vets, instead of merebenefits to vets, instead of mere
ly present retroactive seniority
would have hopped many to Firs Graders, by counting military
service as service in the departservice as service in the depart-
ment for purposes of grade eleva-
tion. . . Salary increase for NYC tion
emplo employees depends on factors tha Comptroller Lazarus Jose
Budget Director Thomas terson, among others, are mulling
over. No word yet of any mulling over. No word yet of any mulling
over being done by State officials
in regard to increased pay for in regard to increased pay for
State employees. Why not? Aren't they human, too, and don't they
live in the same world of high prices?
 who ruled oppositely.


Fire Commissioner Frank vice Commission how many Fire men he intends to appoint in
year, has to mull over it. Will answer, but just at the momen how can he know? Appointment
have averaged more than a thou and for future. . Decision in the DeMarco case (see page 1 as one of the greatest victorie ever attained in their behalf Decides that reallocation benefits
shall be effective now, instead of shall be effective now, instead o
being mere gesture for nearly all

Some State Stenographers sac
because they did not make the because they did not make the look elsewhere for a job. Per however, low .. Police Benevodiscussing continuation of mem bership in State Police Conference Dr. James Douglas, whose fathe
was a Congressman, aiding welvotes much of his time to proje and is winning high praise.

## Court Attendant Tes Open to December 22

tion from which appointments will be made to positions in the First and Second Judicial Districtsand Richmond-and also Queens. Applications will be accepted by Service State Department of Civil Monday, December 22.

Applications may be obtained at Room 2301, 270 Broadway, New
York 7, N. Y. No applications will
be issued after Saturday, Decem-
The examination is open only ond Judicial Districts who must in the county, district or depart-
ment served by the court where
they seek appointment. Appoint-
ments will be made to the Apments will be made to the Ap-
pellate Division and Supreme

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& \text { Arithmetic, relative weigh } \\
& \text { Training and experien } \\
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$$ Districts; County Court. Counties

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$$ of Bronx (The Bronx), Kings Richmond (Richmond) ; Court of ty (Manhattan). The State De partment announced that the renot affect appointments to the Appointments will be made a $\$ 2,500$ to $\$ 3,000$ plus cost-of-living for positions in the Court of GenCourts of Bronx, Kings, Queens

and Richmond must have reached heir 21st birthday, but must not the date of the written test (January 31). For other positions can1st birtest have passed their Medical requirements include a minimum height and weight of 5
feet 7 inches and 140 pounds feet 7 inches and 140 pounds,
stripped. Vision in both eyes must $20 / 40$ in either eyes poorer than permitted.
Educational and other require In addition
In add an to the above medicandidates for the position of Court Attendant in the Court of
General Sessions and the County General Sessions and the County
Courts of Bronx. Kings, Queens Courts of Bronx. Kings, Queens
and Richmond will be required agility tests.
Minimum Training and Experi-

## College

A Resident Psychiatric (Medi-
aries of $\$ 2,400$ and $\$ 2,700$. Appli-
cations will be accepted until Tues day, December

institution for the treatment of mental disorders, and is accredited for general rotating internship
and includes a Medical and Surgical Division of approximately The Psychiatric Residency consists of 11 months in psychial. y psychosomatic problems. It is ap proved by the American Medical Association and the American ogy. Further training may training period is completed. $\$ 2,400$, but an additional $\$ 300$ is paid to those who have had an training acceptable to the hospiThe
onfined to psychiatric and neuro logy cases in the hospital. The
lecture - demonstration - clinic lecture
$\qquad$ neurology, neuro - syphilology niques, electro-encephalography neuro-physiology, neuro-surgery psychological methods and schools of psychology; constitution, gen-


#### Abstract




tests in Court Procedur
$\qquad$ which time they will be o furnish satisfactor
of their residence and their birth. A qualifying cordance with the aminatio ments will be given only bles standing high enough
resulting eligible list for consideration for
Applications: Applicants tendant", on their number No 6290 should file ONLY ON
tion. This application deemed to be filed for Officer, as the case may jurisdiction

## egal residence

Filling Period: Application form 19, 1947. Applications fled or postmarked of this time will be form Specify number position and enclose velope bearing 6cent dress request, and the a
when completed, toge the required bany, New York Date of

## Corner

 hygiene, clinical psychiatry
chosomatic relationships

## STATE AND COUNTY NEWS

## ate Stenographer igible List Issued

Lins, Patricia Ells, A. Bartholo-
mew, Hilda S. Mercun, Kathryn Katchmar Ann G. Katchmar, Carolyn Teeft M. Lucille DeGraw

## $(87.8$ to 86.32 P

Gertrude Wigler, Helen L Cil ono, Lillian A. Varga, Frances Adams, Ruth Steller, Leona Em-
merling, Lucy Gugino, C. J. Marlinski, Amelia P. Gunder, Ethel S. Stewart, Elsa Stutz, Margaret Cregan, Janet L Wittmeyer, Glode, Shirley, Gertsch Bonnie M. Stocks, Dorothy Gordon, Belle Bock, Frances Willey, Elizabeth Covell, Evelyn Spanswick, Georgia Kanelis, Muriel Delisise, Marie
Landl, Julia M. Trecca, Grace Land1, Julia M. Trecca, Grace erine Donohue, Eva G. Ellis, Eugenia R. Sohmidt, Helen C. Halik, Malcolm Richards, Margaret G: Tobin, Norene R. Padnes, Edna Laura Holmes, Mildred Sellwood Anne Wagman, Phyllis McElroy Anna M. Moorman, Josephine Zizair, Audrey Jacobson, Helen R.
Ober, Mafalda, Valentino, Grace ober, Mal
Salisbury.

251 to
(86.3 to 85.3 P. C.
Jean Shampansky, Jane F. Honan, Claudia Eldridge, Betty L. Wooley, Concetta Dadamo, Frances Lamour, Fern A. Bartlett,
Mary E. Vogel, Susan C. Mackesey, Angela Cassara, Ida M. Mancuso, Edith-Levin, Elsa Getter, Dolores Dolata, Regina A. LehtonOn'Brien, Evelyn Farkash, Frances A. Curto, Beatrice Gold, Edith Podbielniak, Edith Rosoff, O. E. Trombetta, Lois G. Bisnett, J. F. I. Servatius, Isaiah Shofron, Jessie M, Prather, Dora Klein,
Camille Hiter, Eleanor Johnson, Camille Hiter, Eleanor Johnson,
Shirley Trigoboff, Margaret M. Treacy, Marie Williams, R. MarBeischer, G. C. Kowalczyk, Mary golies, Constance A. Smith, Isabel M. Donohue, Carol M. Lees, Etta Shapiro, Harriet A. Jones, Dora Lily Cohen, Elizabeth Baker, Rachaelan Bellows, Jeanne L Morse.
85.2 to 83.94 F

Helen Newman, Eleanor Denue, Sara Teller, Jeannette Russell, man, Shirley Fletcher, Sadie Stattman, Ethel Madden, Anawanda Pantas, Julia M. Cohen, Kathleen Herniman, Rosemarie Barila, Henrietta Fellis, Mary Ann Toporek, Helen Finegan, Didomenicantnio, Virginia McCann, Rhoda F. Early, Mary K. Axtmann, Cynthia Powell, Helen Collins, Eileen Gavin, Juanita Cossener, Juanita C. Barnes, Flora Marjorie Wilcox, Dorothy Jones, Evelyn Diamond, Lolita C. Perry Edna M. Smith, Wanda M. Laskowski, Mary E. Mahoney, K. M. owski, Mary E Mahoney, K. M.
Henighen, Helen Kraft, Ruth $\mathbf{C}$. Keller, Catherine Barry, Josephine Burden, Anne E. Leahy, Josephine Garino, Eleanor A. Govel, Alice M. Weschler, Stella M. Demmert, Helen Lonergan, Irving Jaffee, Hilde Walker, Anne B. Edwards,

(83.9 to | 351 | to |
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| 82.9 |  |
| 100 |  |
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Fannie Asarch, Evelyn Newman (Continued on Next Page)

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Exams Open for N. J. Jobs







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## Social Investigator Police Veteran Group

 List Out This Week To Dance on Dec. 4|  |  |
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| Service commission this week. |  |
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| list will be used to fill vaca | Vic |
| with the Welfare, Hospital |  |
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|  | ${ }^{\text {Th }}$ |
| Key answer |  |
| Grade 2, written exa | H. Callan and Louis schon |
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PatroIman Eligible List This Week
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## Exams for Perm

aborer Test Open Closes Thursday, Dec. 4

## Open-Competitive







## Davniero Re-elected

 By Post Office Group
## Joseph S. Davniero has been re

 tion and 1526 days of paid vacapreside. Eli Ruderman, 1st Vice president; John G. Philipps,
Vice-president; Karl Stunkel
Secretary; Joseph Riotta, FinanSecretary; Joseph Riotta, Finan
cial Secretary; Moe Feldman Corresponding Secretary; Lloyd
Williams, Treasurer; George Jean, Sargeant-at-arms. Board of trusJoseph Snow; Joseph Amann.

## Ozanam Guild To Hear Father Dwyer

 The Rev. Michael F. DwyerDirector of the Cardinal's Cam paign for Foster Homes, Catholic Charities of the Archdiocese o New York, will be the guest speakor at the First Friday Luncheon of the Ozanam Guild of the De partment of Welfare at the Car
roll Club, 120 Madison Avenue on December 5 at noon. Margaret Shea, Director of the Department will act as temporary chairman of the luncheon. The Rev. Henry J. Pregenser, of St,
Rose of Lima Church is Chaplain Rose of Lima Church is Chaplain
of the Guild; Anthony C. Russo of the Guild, Anthony C. Russo
is President, and John Patrick
Power is Chairman of the Luncheon Committee.

## Attention VETERANS

Train for Civil Serv ice Without COST Under the G. I. Bill. Inquire for details.

## Union Asks Raises




Joseph Cannon, President, and he Joint Board of Hospital Locals (AFL) endorsed the campaign fo capital improvement of the Hos pital Department's plant, but said hat improvements in working department's 24,0000 employees were equally important.
"The staff must pe decently paid, have ample time for rest to preserve its own physical and mental health and should have at least as much security as othe "Omployees," they said
"Only about one-third of the employees work a five-day week
The great majority work six days, without additional or overtime without additional or overtime starts at $\$ 32.31$ a week, of which
$\$ 11.54$ is a temporary cost-of$\$ 11.54$ is a temporary cost-of-
living bonus. Annual increases, if any, are microscopic.
"Less than one-fifth of the department's employees are covered by competitive civil service. All
others, including all nurses and others, including all nurses and and fired at will, without protec tion of civil service, labor rela-
tions acts or unemployment intions acts or unemployment in-
surance. The turnover of help is so high that in a recent lecture of Hospitals auditor, said: "The auditing of payrolls has become almost a nightmare because o the large volume of changes'

CORSI REMINDS VETS Self-employed veterans whose
net income is less than $\$ 100$ net income is less than $\$ 100$ a
month were reminded by Industrial Commissioner Edward Corsi that they may be eligible for a G.I. Bill.

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Initruetion. Beginners, Advanced $\begin{aligned} & \text { Instruetion. Beginners, } \\ & \text { U17 WEST } \\ & \text { A2d ST. }\end{aligned}$
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State-Room 2301 at 270 Broadway. New York 7, N. Y., or at
tate Office Building. Albany 1, N. Y. Same applies to exams for State Office

NYC- 96 Duane Street, New York 7, N. Y. (Manhattan). Op ite Civil Service LEADER office.
NYC Education-110 Livingston Street, Brooklsn 2, N. New Jersey-Civil Service Commission, State House, Trenton
1060 Broad Street, Newark; City Hall, Camden; personnel officers o 1060 Broad Str
State agencies.
Promotion exams are open only to those already in
employ, usually in particular departments, as specified.
NYC does not receive or issue applications oy mail. New York State both issues and receives applications by mail and requires tha
all applications be post-marked before midnight of the closing date all applications be post-marked before midnight of the closing date
The U. S. also issues and receives applications by mail, but require that applications be actually on file by the closing date; a post-mark applying for an application from the U. S. Civil Service Commission but a 6 -cent stamped, addressed envelope, $37 / 8 x 9$ inches or larger
should be enclosed with the letter requesting application blanks from should be enclosed with the letter requesting application blanks from
the State.
The NYC and State commissions are open every day, except Sundays and holidays, from 9 a.m. to 4 p.m. and on Saturdays from 9 a.m. to noon. The U. S. Commission is open every day
8:30 a.m. to 5 p.m., except Saturdays, Sundays and holidays.
$\qquad$
Exempt Job Approved

## In Mayor's Office

The position of Assistant Execu-
tive Secretary in the Mayor's Of-
fice was placed in the Exempt
fice was placed in the Exempt $\left\lvert\, \begin{aligned} & \text { vice Commission to fill Yardmaster } \\ & \text { vacancias }\end{aligned}\right.$
Commission, following a public
earing on the proposal. Th
resolution requires approval by
Mayor O'Dwyer and the State
Civil Service Commission.
WELFARE DEPT. EXAM. The NYC Civil Service Com-
mission has ordered a promotion mission has ordered a promotion
examination for Senior Supervisor (Child We.

|  | STENOGRAPHER |
| :---: | :---: |
|  | Grades 3 and 4 |
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Write your name and address on coupon a mail at once. This can result in your getting a big-paid U. S. Government job.


## Postal Employees Aided by a Company

Post Office, Army And VA Increase Number of Employee

WASHINGTON, Dec. 1.-At the of $1,773,900$ civilian employees

were in the executive departments and agencies of the Federal Government in continental U. S. according to preliminary figures
announced today by the $\mathbf{U}$. . Cinvil Service Commission. Com-
pared with October this reprepared with October this repre-
sents an increase of approximately 7,300 employees.
In Washington, D. C., the total 195,400, practically unchanged
at the begining of Novembe waa


In the entire executive branch
ncluding persons outside the con-
tinental United States, the number of civilian employees totaled
$2,024,000$. This total is at approximately the same level as reported asi,000 a year ago and the peak
figure of $3,770,000$ recorded just figure of $3,770,000$ recorded just
before VJ-day.
Increases of 4,800 in the Post
Office Department and 6,300 in the Department of the Army in
the continental United States the continental United States were reported. Other fairly large
changes occurred during the past month in the Department of the
Air Force, Agriculture Department Air Force, Agriculture Department,
Veterans Administration, and War Assets Administration. All other agencies had comparatively small

## 4,500 Take Test

 For Professional AideApproximately 4,500 men and
women in the NYC area took the Junior Professional Assistant written test November 22, James E.
Rossell, Director of the Second U. S. Civil Service Region, an-
nounced.
A Junior Professional Assistant side the NYC area will be conducted December 6. It includes
those persons who filed applications with the Washington office
of the Commission. After the exof the Commission. Atter the ex-
amination is completed and they who seek appointments in this are mas applat transferred to the list to be
to be tablished from the November 22

## 正

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201, $\begin{gathered}\text { Under GI Bill } \\ \text { Boston Rd. } \\ \text { Opp. R.K.O. Chester } \\ \text { D. }\end{gathered}$


## 

## crediting military or naval ser

 ice where the individual is receiving another benefit?of compensation under the Veterans' Administration by reason of a service-connected disability, this benefit is based upon the disease or injury and not upon length or service, and the total military
or naval service may be credited for civil retirement purposes In case a person of non-service
connected disability has been awarded, he may receive retire ment credit for all military or
naval service except the minimum naval service except the minimum
period (generally 90 days) required period (generally 90 days) required
for title to the pension. Should the veteran be receiving retired pay, none of his miiltary or naval
service is available for civil re-
Q.-Must a veteran who returns
to the Federal service after mili-
tary duty make deposit for the tary duty make deposit for the
FLEMMING URGES PUBLICITY
Arthur S. Flemming, U. S. Civil
Service Commissioner,
declared
Servite the advantages of a Fed-
that service
erater
eral service career must be er-
fectively publicized if hish-class
personnel are to be recruited and
personnel are to be recruited and
kept in Federal service, otherwise there will be a constant danger
of entrusting highly complex duof entrusting highly complex du-
ties and responsibilities to secondies and responsibinies
grade men and women.
grade men and women.
He describes the government as
a progressive employer whose pro-
grams challenge the best in the
grams challenge the best in the
ablest men and women in the
"The colleges should recognize
the extent of these responsibilities," he said, "and give students
an opportunity to discharge these an opportumity to discharge these Some of the best men and women
he Federal service.

## period of his service in the armed

 forces?the military or nayee serving with is carried, or is presumed to have been carried, on the ronls of a
Federal agency in a furloug Federal agency in a furlough or leave-without-pay status will be
entitled, without contribution to the retirement fund to credit for the entire period of his leave of absence while performing military absence while performing military
service. Credit under the Civil service. Credit under the Civil
Service Retirement Act may not Service Retirement Act may not period forming the basis of some
other benefit. The employee may if he so chooses, have this period
of time credited as military service. Such choice would be to his advantage only in case the military basic salary is sufficiently in to produce a higher 5 -year average for annuity computation pur-
poses. However, service credit may poses. However, service credit may
not exceed the elapsed calendar
time; that is, credit may not be time; that is, credit may not be
allowed for both civil and military serv
period.
Q.-Under what conditions is a Federal employee entitled by law from the armed forces? A.- (1) He must have left ederal Government for the purin the armed forces of the United
States or with the U. S. Public States or with
Health Service.
(2) He must (a) have entered active military or naval service
after May 1, 1940; or (b) have been a member of a reserve com or assigned to active duty under Public Resolution No. 96, 76 th Congress; Health Service whe U. S. Public duty since November 11, 1943 . (3) He must have received an cate of satisfactory. completion

## 4-Day Week-ends For Xmas, New Year

|  |  |
| :---: | :---: |
| WASHINGTON, Dec. 1-Proba- | their |
| bility of Federal workers being | The |
| granted four-day Christmas and | offices |
| New Year holidays has been en- | and will |
| by the announcement |  |
| nployees of the Federal Deposit | who do not have |
| Insurance Corporation will be off | be required to make |
| m Thursday to Sunda | by |
| sive, on both holiday we | benefits $w$ |
| Other Federal agencies reportedly | for the T |
|  | Last year Congress made minute provisions for |
|  | eekend, which |
| On Educati | ees to make up 10 |
| The New York Branch of the | working on two Meanwhile, it |
| ational Council of Administrative |  |
| omen in Education was urged | to the pre-war practic |
| Municipal Court Justice Agnes | workers off in th |
| Craig to seek placement of | December 24. |
| men on the city's Boards of | tinued during the wa |
| ucation. Dr. William Jansen, | lar practice for D |
| ntendent of Schools, and |  |
| s. Jansen were guests of honor. |  |
| ASSIFICATION HEARI | er |
| The NYC Civil Service Com- |  |
| ion has scheduled a public |  |
| aring for Tuesday, December | annual lea |
| a proposal to include Chief | Thanksgiving holiday |
| or Relations Assistant in the |  |
| n-competitive class for the |  |
| Board of Transportation. |  |

## Displaced Employees To Get Chance at Joh

## about to receive their greatest $\mid$ mission. Employees without stat

 opportunity to get back on the would have to beFederal payroll, in the Second about mid-February Federal payroll, in the Second
Region, comprising New York State and New Jersey. There are 7,000 such former employees.
Those who occupied popular titles Those who occupied popular titles
will have the best opportunity. titles, in specialties connected on-
$\qquad$
of grace, will be allotted by James
E. Rossell, Director of the Second
this tentative time ta fo the extent th qualified and willing igh a pen't been partly because of offe mployees are back

## U.S. payrolI

## active service in the arme

 forcesService (4) He must still (5)
to per
(5)
(5) He must apply separation from
naval service
NOTE-If the is italized immedia his discharge to a hospital)
$\qquad$
 of release from date of discharge from forces.

PHOTOGRAPHS PHOTOSTATS Jack Landess Con, me 0 Broad St., New York 5, Whitehall $4-0390$

STATE BONUS photostat servic

JOHN R. CASSELL

## OA to Hold an Election Fill Captain Vacancy


later than December 8. The result of the second poll will be announced shortly after the close of the
voting. The Executive Board has also notified each Captain member by mail, urging him to exercise his right to vote. In the tied election two-thirds of the CapChief Henry A. Wittekind, President.
Lieutenant Francis X. Martin, fill the Lieutenant vacancy and Battalion Chief John J. Broderick was unopposed for the Chief
ficer opening on the Board.

## Rogers to Address



## T USED FOR other jobs

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## Speed Asked on Easing Pension Cost for Vets

Deploring delays in carring out
the provisions of the Quinn-
Steingut Veterans Pension law the provisions of teine Quinn- Veterans Pension law
Stenacted earlier this year, Austin Hogan, President of the Transport Workers Union, Local 100, has asked Corporation Counsel Charles
E. Murphy for an appointment to discuss prompt interpretation
of the law.
Mr. Hogan, in a letter to the Corporation Counsel, said that Board of Transportation em-
ployees cannot begin processing ployees cannot begin processing
their claims for city payment while in military service until the official opinion on various section the TWU had previously made
tion. a number of recommendations to
Ralph L . Van Name, Secretary Ralph L. Van Name, Secretary
of the NYC Employees Retire-
ment System, on specific proviment System, on specific provi-
sions of the law, but the legal questions had to be referred to the The Quinn-Steingut law pro-
mineola, l. I.
Frame, wood shingle; 6 rooms, tile
bath; errace; hot air, coal; detached
garage; $5 \times 100$; convenient; immedi. garage: $5 \times 100$
gate
des that the city shall pay vet service, if they were
ployees when inducted.

oughest is the determination of
where the city's obligation ends, as additional annuities, including retroactive ones, bought by vet-
erans after their return from the war. It is expected, however, as solved one by one, and most hav been licked, that his opinio
be rendered in two weeks.

## Albany

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## 

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## Disability Preference InZero P.C. Cases Voided

$\$ 1.38$ a month per percentage
poin
$\$ 138$
Hen

## Hence, unless a war veteran re- ceives such a pension, he is not

 the court heldThe issue was more clearly presented in the present case than in
two earlier ones in which decisions were in opposite directions As a result of the latest decision,
in the case of Robert W. Carey in the case of Robert W. Carey
and Julius L. Fried against the
NYC Civil Service Commission, the Commission will promulgate lists and apply the rule set down
by Justice McGeehan: "disability requires at least 10 per cent rat-
ing by the Veterans Administration and that anything less cannot
ference in civil service."
Murphy To Appeal

## The State Civil Service Com- mission, defendant in the Barry case, which upheld zero disability

 rating as entitling a war veteranto primary preference on an eligito primary preference on an eligi honoring zero per cent disability until the whole question is finally
settled on appeal. In the Carey case, Corporation Counsel Charles. E. Murp
take an appeal.
Opinion In Full Justice McGeehan's opinion in
the Carey case, in which Attorney the Clirey case, in which Attorney
H. Elion represented the petitioners, follows in full:
 an order directing the Municipal City of New York to rescind its action in granting disabled veter-
an's preference on trivial, insub-
stantial or frivolous grounds in

eligible list for lieutenant, Fire
Department of the City of New
 Eligible lists resulting from five
examinations have been published by the NYC Civil Service Com-
mission. They are Chemist mission.), Water Supply, Head-
(Prorters
quatision; Electrician; quarters Division; Electrician pliance Operator (National Cash trict Health Officer, Grade 4. Al ists were published subject to in
vestigation of claims for veteran preference and medical tests.

## Court Decision Won't Delay Lists

han will not delay the scheduled promulgation of the Patrolman P.D.) eligible list this week. The Police Department has announced
that it will make 439 appointments as soon as the eligibles can be certified by the Commission. No change is expected in the
Commission's announced plans to publish the Social Investigator list Class Beek list in January. Both lists vill be published subject to inves erence, and therefore will not be delayed because of the zero pe
The Commission presently does
not see any need for another dis-
ability certificate. The one put didates eligibility under the new The State Commission's list.
won't be delayed, either, although it is expected that the State wil primary preference.

York. The petitioners Robert W Carey and Julius L. Fried are vet
erans of World War II. The petition presented to this court alleges hat of the many veterans on the eligible list for lieutenant, a sub-
stantial number of said veterans have claimed and have been ence under Article V, section
$\qquad$

## granted, there remains a number

that have been granted disabled
veterans preference upon trivia
or insubstantial conditions not re
sulting in any physical deprecia
tion or impaired physique or les
ening of bodily force or disfigure
bility as that term
usage. It is alleged that these men
 imum or initial degree of disabil ity of 10 per cent. for compensa-
tion and pension purposes. It is tion and pension purposes. It i
alleged that for the purpose o civil service ratings the Municipal City of New York has adopted
policy of recognizing so-called dis abilities, of less than 10 per cent.
as sufficient to warrant granting
a disabled veteran's preference.
$\qquad$
$\qquad$
$\qquad$
$\qquad$
devoid of sentiment and is con ion of civil service principles in the light of existing law. A dis-
ability means a state of sub-nor

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mal functions or appearance o an individual. It is apparent that hose disabilities rated by the Vet rans Administration at less than 0 per cent, are those instance person under no recognized handi ap sufficient to create a condition of sub-normalcy; but rather that such individual possesses an immerfection or irregularity that is nal person. For such imperfec erans cannot expect advantage in ge service not definitely and in clear and unmistakable langu-
$\qquad$
$\qquad$
$\qquad$
$\qquad$ veterans' interests wherever pos-
sible, has seen fit to classify as less than compensable, i.e., 10 pe

Absence of Provisions
"There are no provisions made stitutions for a different standard to be applied as to disabled vetice matters than that to be ap plied for compensation and pen-
sion purposes. Administrative in terpretation cannot augment or nd no compelling rional provisions in law or logic in the light of pre-
vailing conditions that would warrant the confusion and uncermitting different standards to be administrative officials. This being a court of equind the residents ormulated plan of law and order ters, and that equity favors order and uncertainty; that society pre-
$\qquad$
$\qquad$
$\qquad$
xtraneous to the real issue. Ac-
cordingly, this court lays down the
$\qquad$
$\qquad$

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## NEW YORK CITY NEWS

## 10,000 Seek Jobs As NYC Conductor

Approximately 10,000 persons been received from 9,270 persons. fled applications for the Con- Filing the last day was estimated ductor, NYC Transit System, examination which closed last Wedfor Saturday, January 10. The resultant eligible list will be used to fill more than 700 of $\$ 46$ a week. An additional
2,100 job opportunities are ex2,
pected during the four-year legal
life of the eligible life of the eligible list.
Applications were accepted in the City Collector's offices in all
five boroughs. Official filing Ggures still are not available, but up until the close of business on

Filing the last day was estimated
at almost 1,000 .

## Police Captain Notices Out Soon

Failure notices for the Captain nailed out by Friday, will be 12, the NYC Civil Service Commission announced. The written test was taken by approximately 800 candidates last August. Promotion tests for Deputy

Chief and Battalion Chief, both or the Fire Department, are still being rated and will not be ready until after January 1. ApproxiChief test and 340 the Deputy Chief t
August.

## Sanitation Man List Due in January

The Sanitation Man, Class B, eligible list will be published in
January, the NYC Civil Service Commission announced. The list will include approximately 4,980 win incl
eligibles.
Meanwhile, Sanitation Commissioner William J. Powell has announced plans to make 2,000 ap pointments, at the rate of 250 every 20 days. All but 400 of the
appointments will be made to reappointments will be made to re-
place provisionals; the others will place provisionals; the others wil
be to fill vacancies caused by employees being promoted to Sani-

## KNOWLEDGE THAT IS 'MUST'

## FUNDAMENTALS OF CIVIL SERVICE

THE average person applying for or examination has had little Civil Service and may experience a maze of technicalities. But Civil Service fundamentals
difficult to understand.
Each technicality, when inspected individually, usually is It is only when rules are lumped that they become awesome, and the applicant confused.
The wise applicant should take the trouble to find out what the few regulations applying to his
examination mean. Failure to do examination mean. Failure to do
so, and probable failure to meet necessary requirements, could mean
tunity.
One of the confusing parts of civi service for the newcomer is learn too late that there are words which have different applications in civil service than in ordinary
usage. Following are definitions for a number of terms which crop Classified Service: This consists Classified Service: This consists which the Civil Service Commission has jurisdiction, classified under one of the four classes: exempt, Competitive, Non-Com-
petitive and (in cities) Labor. Competitive Class: The State Constitution requires that, as fas to be placed in this classification, and must be filled by competitive examinations. These are tests in which rated percentage are given and candidates take a standing n order of their relative scores, (Veterans preference in this class works as follows: Disabled vet-


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Title: Designation of
Examination: Process the Civil Service Comm
certains the fitness of certains the fitness of ice or promotion to a hi or grade
an examination (i.e., physical, written tests) Applicant: Man or wo
files an application fies an apination.
amina
Candidate: Applicant minimum requirements an mitted to compete in an
tion.

Eligible: Candidate
complete examination complete examination placed on eligible list. bles from which appoint
promotions are made.

Publication of Eligib Eligible list is announce to investigation of claims erence, record and seniori
medical or physical exam medical or physical exam
etc. When a list is publ Commission may still be on any of these.
Promulgation of Eligib All claims and of Eliger ma been checked and been
or rejected. This is the fin
Certification: Eligibles
tified by the Commissio department or agency as for the po
cies exist
Appointment: Naming an eligible who is enter
Promotion: Advancem one Rank or Grade Rank or Grade
Maintenance: Board an
ing, or its monery ing, or its monetary eq applied by the City.

Veteran: A citizen a of the State, who h orably discharged under honorable from the U. S. arm
ing served during who was a resident into the armed forces. Disabled Veteran who is certified by the
administration as having ice-incurred disability
existence at the time existence at
her applicatio


## aran: . <br> 



## CHRONIC DISELSSS <br> of NERVES, SKIN and STOMACH <br>  <br> VARICOSE VEIS NEINS TREATED <br> AY AVAILABLE FEES REASON <br> Dr. Burton Davis <br> 415 texington Ave. <br> 





standing of a position with refer





## FIRE LINES


rison Group Writes - Dewey on Pensions

the prison bills become faw

## TICHMAN APPOINTS COUNSEI



> Housing by Stat
$\qquad$
Mr. Cohen had been
Counsel since February

## ELLGBILTY UNCHANGED

A Pertition to have Railroad
herk in the BMT Division de-
Rran ineligibel for the Assistant
Thin Dispatcher promotion ax-



Champion to Attend Shorthand Convention

Reporters Association will hold its 72nd annual convention on December 12 and 13 at the Hote Pennsylvania. Nathan Behrin ive times champion shorthand writer of the world and Charles
Lee Swem, former champion, will be on hand. Joseph Neltlich, re cently appointed by Governor Dewey as Secretary to the Board of Examiners of the Certified an invitation to attend.
Vice-president Elgene J. Knisley, of Buffalo, wi
dress of welcome.
dress of welcome. who was an official reporter at Whe War Crimes trials in Europe,
will tell of his work there.
Charles F. Koerner, of Mineola. Charles F. Koerner, of Mineola
in his presidential address, wil survey conditions affecting the on Staten Island will report Hunt the executive committee
The auditors, John Carson Harold zushing, and Harry Mann port by Joseph $G$. Gold, on the nual dues maintaling prices on an nuals.
Rochenel Louis Bennett Freer, of he legislative committee, will report.

PAPPAS RESTAURANT
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INSIDE STORY OF EXAMS
The NYC Civil Service Com- $\mid$ that Fire Commissioner Frank J. $\left.\right|_{\text {The promotions create Fireman }} ^{\text {The }}$ mission has made elaborate plans
for the issuing and receipt of
applications, a simultaneous oper-
ation, in the Laborer examina-
tion, which opens today and closes
on Thursday, said Acting Presi-
dent Joseph A. McNamara.
Employees of the Commission,
including bureau heads, will be
on hand to see that the public
gets prompt and efficient service.
The Acting President will spend
some time there himself. The
place to apply is at 232 West 60th
Street, where a police detail will
help the fow of applicant traffic.
The interest in the examination
exceeds all expectations. Depart-
ment heads and Borough Presi-
dents have taken a great interest
in it themselves, because of the
large number of provisionals they
have in the \$ \$5.76 to \$45 jobs.
They want to give their employees
every opportunity to obtain per-
manency, though the officials
presence will have only the effect
of moral support.
Total Cost, \$1.12
The applications will be pre-

## 



 He frume that when he got the
Hist for ituentenant one name had
lot been cleared for veterne
 President this month, the Acting
hease of the Commission's Exaig.
hwam.


vacancies because 'a Fireman Galston Agrees
Samuel H, Galston, Director of
the Examining Division of the
Commission, conferred with the
Commission after the regular
meeting and concurred in the
need for holding the Fireman
test soon.
Mr, McNamara doubted that
the pending Social Investigator
list, for which an examination
was given recently, will last any-
thing like four years. That would
mean another Social Investigator
examination earlier than original-
ly expected, depending on the
needs of the Welfare Department,
particularly, although two other
departments also will use the list.
Any considerable increase in staff
in the Welfare Department,
would expedite a new examina-
tion. One possibility is that the
next test will be held so much
sooner than anybody had expected
that the surprise will be tremen-
dous.
The Social Investigator test has
Gireen Light
The No. priority now at the
until arter the end of the year,
und that doesn't necesariy
mean that theyll be published in January," The papers are now A tentative decision was reached
by the Commision to hold the
popular Special Patrolman exampopular Special Patrolman exam-
ination in January and the Fire-
 cer and Special Patrolman (Tran-
sit) jobs.
The decision was made, followi
 are now 328 names on the
Fireman list, of which 88 were
certiffed on Nevember 19 last
 taken on July 13,1946, the
was published
on was published on December
promulgated on Deoember 13, a had need for a new Fire examination is bassed on the probable early depletion of the 1946 list.
As an aid to determining how much speed is necessary, Com-
missioner McNamara has written missioner MoNamara has written
to Commissiner of Fireman and promotions, also

## LETTER CARRIER BRANCH 36

 TO HOLD ELECTION DEC. 7 Empire Branch 36, National conduct its annual election of $10 \mathrm{a} . \mathrm{m}$. to 6 p.m. at Yorkville Thirty-four candidates competing for 17 offices.ham Shapiro is opposed ham Shapiro, Rosenso
Rtation.

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## FISHER STUDIOS

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Bishop Scully to Talk To St. Andrew's Guild benly, Auxiliary Bishop of AlFriday, December 5 , at the second Andrew's Guild of Federated Catholic Societies in St. Andrew's Place and Duane Street, ManhatThe luncheon will be sponsored this month by the Ozanam Guild
in Catholic employees of the Department of Welfare. William will act as temporary chairman The Rt. Rev. Msgr. Joseph A
Nelson is Chaplain of St. Andrew's Guild.
Last month 450 employees from the Civic Center attended the inaugural session. Tickets may be
obtained from any Catholic employees organization in the Civic

## FOREVER AMBER

TECHNICOLOR

## LINDA DARNELL CORNEL WILDE RICHARD GREENE GEORGE SANDERS

Directed by Otto Preminger
Produced by William PerlberE $\star$ Plus BIG Stage Show


## MILLAND DIETRICH <br> BILLY DE WOLFE RAY McKINLEY

 "GOLDEN EARRINGS" PARAMOUNTCLARK BROTHERS
FRANKIE LAINE

## Carton Surveys Police Aims: Raise First, Pension Gain Next

| By H. J. BERNARD <br> principal objectives of the |  |
| :---: | :---: |
| nen's Benevolent Associa- |  |
| n, in the order of their import- | to recognize the needs of the |
| ce, and with detailed explana- | employees, Mr. Carton reported. |
| n of reasons, were discussed by | Success depends, they were told, |
| -esident John E. Carton in an | mainly on obtaining additional |
| clusive interview with The | revenue, some of it through the |
|  | tax program that the NYC ad- |
| Five-point Program | stration will submit to the |
| He listed the objectives as | The pension objective are like- |
| Salary increase of $\$ 600$ for | wise a mutual effort, the united |
| ank and making of the cost- | organization being the Joint Police |
| nt part | and Fire Pension Reform Con- |
| dens | ce, which meets at UFOA |
| Pension lib | headquarters, on Chambers Street. |
| mprehensive lines, | The PBA, said Mr. Carton, is |
| e reduction and new retirement | king pension reforms on a long- |
| atures. | range basis, to encompass the |
| 3. Improved hours for Serge | needs of members of the depart- |
| di Lieutenants, predicated on | ment, and without necessarily re- |
| e promulgation of promotion | lying on an actuarial pension |
| 4. United support of the pro- | basis, for he says that th |
| Sed quota of 20,000 Patrolmen. | has always regarded pensions as |
| efforts to be directed | deferred compensation. <br> He listed PBA pension objec- |
| aining the objectives from |  |
| $y$ officials and Boards, and not | Half-pay leave of absence for |
| m the Legislature, under full | a year, after entitlement to re- |
| servance of the home rule prin- | tirement, so that the member can |
|  | decide whether to retire or return |
| The No. 1 Aim, More Money |  |
| n the No. 1 project, more |  |
| oney, the PBA will continue to |  |
| $k$ this goal, and conversion of |  |
| as to base pay, in conjunction | S |
| ith the Uniformed Firem | of entry in the depart- |
| ociation, the Uniformed Fire |  |
| cers Association, and the line | ber-service for specified |
| anizations of the Police De- | ment benefits. This would be |
| tment-the Captains' and In- | on the rates existing prior to 1940, |
| ectors' Endowment Associati |  |
| e Lieutenants' Endowment | tem, which makes entrants |
| ciation, the Sergeants' Benevo- | 1940 pay much higher rates. |
| ent Association and the Dete | Restoration of interest rate to |
| es' Endowment Association. | Its reduction |
| The salary increase and con- | cent, paid on members |
| rsion features are now being | tions, effective July 1 la |
| tudied by Comptroller Lazaru | from 13.9 per cent |
| Joseph and Budget Director | rates of some members, |
| Thomas J. Patters |  |
| The Federal and the |  |
| governments have made th | Guaranteed minimum of half- |
| nuses a part of permanent pay," | pay retirement option after 20 |
| said Mr. Carton, "and the City | years of service. |
| should do likewise. The NYC | Reduction of all pension con- |
| Patrolman has received only \$150 | tributions by all members of |
| in per annum salary increase since | Police Pension Fund, so |
| 1929. This is so far behind the | city will bear a grea |
| cord of private industry as to | age of the cost in genera |
| make the request overwhelmingly | el Pensio |
| nvincing. | Discussing the pension |
| The pay increase would also | tives, Mr. Carton said: |
| aterially affect the attainable | present the emp |
| nsion which now represents | 45 per cent of the pension cos |
| purchasing power of only 60 per | the city 55 per cent, but that |
| cent of what obtained when men | requires too great a contribution |
| ow eligible or soon eligible for | by members of a force engaged in |
| retirement came into the depart- | extra-hazardous work. A mere 5 |
| mept. Thre is a moral obligation | per cent differential, for instance. |
| by the city to sustain the value | is not comparable to that enforced |
| of the pension in terms of the | by private insurance companies |
| urchasing power of the dollar." | when a policeman or a fireman |
| The Joint Committee of Police | is being insured. The dangers the |
| d Fire organizations has con- | companies recognize must be |
| wed with Mayor O'Dwyer on | recognized by the city on a com- |
| ions of pay and pensions a | ble basis. |

## "We need legisiation to give to all men who entered after April 1,1940 the option of entering our system on the basis of a contri-


$\qquad$

$\qquad$
 restored; it would just constitut
full recognition, not full compen sation.
obligation to strive for remedying the injustice that has been forced
on us in regard to pension rates."
$\qquad$ that budget plans are said to include this move; also that the reduction in Sergeant vacancies to enable Lieutenant promotions Sergeant eligibles to worry over
and that the 1948-1949 budge would possibly provide for more Lieutenants and other ranks although on this score he had
nothing definite to report yet. He
said that Mayor O'Dwyer and Police Commissioner Arthur W on the 20,000 Patrolman quotanow a little over 16,000 -and that all ranks of the department are behind this solidly.
$\qquad$ Commissioner Wallander very
co-operative and possessing a ful understanding of the men's prob lems. He displays a sympathetic attitude toward the rank and file
of the Police Department and appreciated."

## Official Key Answers <br> 



> macunists nelpen (s320)

Court Decision Leave Pay Cases Unsettled

|  |  |
| :---: | :---: |
| has legal |  |
| o make agreements with |  |
| ployees who come under Sec- | the State's highest co |
| n 220 of the Labor Law, and |  |
| oo are thus entitled to rates of | Judgment reversed |
| $y$ equal to those in pr | of Special Term |
| dustry, which was to have been | co |
| ed in a key court case in the |  |
| urt of Appeals, remains un- | event. Th |
| tled. The court found the form | sents que |
| certification of the case by the | upon qu |
| Appellate Division to be defective |  |
| on technical grounds; also the | a record made |
| State's highest court dismissed th | th |
| appeal of the petitioner from | tion |
| ummary judgment granted to |  |
| e city by the Appellate Division. | ha |
| The case is that of Eva | waste of city |
| alty Corporation versus B | is to determine |
| Director Thomas J. Patter | was waste. If the |
| NYC. The corporation charg | question of legal |
| egality, and waste of city funds. | be decided, becau |
| Special Term, N.Y. County, | es |
| ce Benvenga held that more |  |
| cts were needed before an in- |  |
| netion by the corporation |  |
| granted. But he also refu |  |
| city's request for judicial de- | case involve |
| aration of the legality of the | Operators, General |
|  | smiths |
| s of | but |
|  | agreements, |
|  |  |
| sm | and semi |
| tion, i.e., found aga |  |
| e corporation on the law |  |
| esumably, also |  |
| he Court of Appeals reversed |  |
| Appellate Division, thus up- | the legality question |
| g Justice Benvenga, as far | C |
| he went. |  |
| Court of Appeals felt |  |
|  |  |


$\left|\begin{array}{l}\text { 86,True; } 87, \text { True; } 88, \text { True; } 89, \\ \text { True; } 90, \text { False; } 91, \text { False; } 92, \text { True; } \\ \text { 93,False; } 94, \text { True; } 95, \text { False; } 96, \\ \text { True; } 97, \text { True; } 98, \text { True; } 99, \text { False; }\end{array}\right|$ 100,True; 101,True; 102,True; 103 False; 104,False; 105,True; 106 True; 107,False; 108,True; 109 True; 110,True; 111,True;
$\qquad$
$\qquad$ F T 126,False; True; 128,True: True; 131,False; 132,False; 133 Tru True;
True;
True
$\qquad$
$\qquad$


## Welfare Department Being Reorganized

## Department has of the Welrare

 Commissioner Benjamin Fielding "Operating procedures within ne Welfare Department are in improve the efficiency of our personnel," he said. "At the sametime will try to raise the standards for appointments to staff onditions for our personnel genrally."

## Pay Raise Sought

Mr. Fielding was concerned about the morale of employees and the large turnover of personwith representatives of the Civil Service Forum and Local 1 of the United Public Workers (CIO).
for general $\$ 600$ pay increases and
a basic upward reclassification of
With 2,000 provisionals, Commissioner Fielding said in-servneeded. The provisionals equal to

Committee Named
A permanent unit set up will be


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