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## The President

### EXECUTIVE ORDER

ORDERING CERTAIN UNITS AND MEMBERS OF THE NATIONAL GUARD OF THE UNITED STATES INTO THE ACTIVE MILITARY SERVICE OF THE UNITED STATES

By virtue of the authority conferred upon me by Public Resolution No. 96, 76th Congress, approved August 27, 1940, and the National Defense Act of June 3, 1916, as amended (39 Stat. 166), and as Commander-in-Chief of the Army and Navy of the United States, I hereby order into the active military service of the United States, effective on the dates respectively indicated below, the following units and members of the National Guard of the United States to serve in the active military service of the United States for a period of twelve consecutive months, unless sooner relieved:

#### UNITS

Effective January 6, 1941, all Federally recognized elements of:

Hq. & Hq. Battery, 101st Coast Artillery Brigade

200th Coast Artillery (AA)  
204th Coast Artillery (AA)  
206th Coast Artillery (AA)  
208th Coast Artillery (AA)  
215th Coast Artillery (AA)  
216th Coast Artillery (AA)  
260th Coast Artillery (AA)  
265th Coast Artillery (HD)  
102d Coast Artillery Battalion (AA)  
105th Coast Artillery Battalion (AA)  
106th Coast Artillery Battalion (AA)  
142d Field Artillery  
184th Field Artillery  
102d Cavalry  
201st Infantry, less 3d Battalion  
101st Anti-tank Battalion  
104th Anti-tank Battalion  
193d Tank Battalion  
151st Medical Battalion  
120th Air Corps Observation Squadron

Effective January 13, 1941, all Federally recognized elements of:

Hq. & Hq. Battery, 73d Field Artillery Brigade

141st Field Artillery  
166th Field Artillery  
190th Field Artillery  
263d Coast Artillery (HD)  
369th Coast Artillery (AA)  
113th Cavalry  
135th Medical Regiment  
102d Anti-tank Battalion  
101st Signal Battalion  
101st Radio Intelligence Company

Effective January 16, 1941, all Federally recognized elements of the 26th Division.  
Effective January 17, 1941, all Federally recognized elements of:

38th Division  
113th Air Corps Observation Squadron

#### MEMBERS

All members, both active and inactive, of the units listed above.

All persons so ordered into the active military service of the United States are, from the effective dates indicated above, relieved from duty in the National Guard of their respective States so long as they shall remain in the active military service of the United States, and during such time shall be subject to such laws and regulations for the government of the Army of the United States as may be applicable to members of the Army whose permanent retention in the active military service is not contemplated by law.

Commissioned officers and warrant officers appointed in the National Guard of the United States and commissioned or holding warrants in the Army of the United States, and affected by this Order, are hereby ordered to active duty under such appointments and commissions or warrants.

Each officer and warrant officer of the National Guard, appointed in the National Guard, who shall have been Federally recognized or examined and found qualified for Federal recognition, and shall have been assigned to a unit ordered to active duty under this Order prior to the effective date of induction of such unit, who does not hold an appointment in the National Guard of the United States in the same grade and arm or service in which he has been most recently Federally recognized or has been

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most recently examined and found qualified for Federal recognition, is hereby tendered appointment in the National Guard of the United States in the same grade and arm or service in which he shall have been most recently Federally recognized or examined and found qualified for Federal recognition.

Each warrant officer and enlisted man of the National Guard, assigned to a unit ordered to active duty under this Order, who shall have been examined and found qualified for appointment as an officer in the National Guard of the United States, under the provisions of Section 111, National Defense Act, as amended, and who shall not have been appointed in the National Guard of the United States in the grade for which examined and found qualified prior to the effective date of induction of his unit, is hereby tendered appointment in the National Guard of the United States and commission in the Army of the United States, in the same grade and arm or service for which he shall have been so examined and found qualified.

Each warrant officer and enlisted man of the National Guard who holds appointment as an officer in the National Guard of the United States and a commission in the Army of the United States, or who is tendered such appointment and commission by the terms of this Order, and who is assigned to a unit ordered to active duty under this Order prior to the effective date of induction of such unit, is hereby ordered to active military service as a commissioned officer of the Army of the United States under that appointment and commission.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
December 23, 1940.

[No. 8618]

[F. R. Doc. 40-5882; Filed, December 26, 1940;  
11:52 a. m.]

#### EXECUTIVE ORDER

DESIGNATING THE DIRECTOR OF SELECTIVE SERVICE TO PERFORM CERTAIN FUNCTIONS AND DUTIES UNDER THE SELECTIVE TRAINING AND SERVICE ACT OF 1940

Under and by virtue of the authority vested in me by the Selective Training and Service Act of 1940 (Public No. 783, 76th Congress), the Director of Selective Service is hereby designated, authorized, and empowered to perform all of the functions and duties vested in the President by the said Act that relate to appeals from the determinations of boards of appeal. The provisions of the Selective Service Regulations relating to such appeals are modified accordingly.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
December 23, 1940.

[No. 8619]

[F. R. Doc. 40-5880; Filed, December 26, 1940;  
11:52 a. m.]

#### EXECUTIVE ORDER

AMENDING SUBDIVISION IX OF SCHEDULE A OF THE CIVIL SERVICE RULES

By virtue of and pursuant to the authority vested in me by the provisions of

paragraph Eighth, subdivision SECOND, section 2 of the Civil Service Act (22 Stat. 403, 404), it is ordered that subdivision IX of Schedule A of the Civil Service Rules be, and it is hereby, amended by the addition of the following paragraph:

"13. Rural Electrification Administration: One private secretary or confidential assistant to the Administrator of the Rural Electrification Administration."

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
December 23, 1940.

[No. 8620]

[F. R. Doc. 40-5881; Filed, December 26, 1940;  
11:52 a. m.]

#### Rules, Regulations, Orders

##### TITLE 14—CIVIL AVIATION

##### CHAPTER I—CIVIL AERONAUTICS AUTHORITY

[Amendment 87, Civil Air Regulations]

##### REVOCATION OF AIRMEN AND AIR AGENCY CERTIFICATES

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 20th day of December 1940 Acting pursuant to the authority vested in it by the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a), 602 (a) and 607 of said Act, and finding that its action is desirable in the public interest and is necessary to carry out the provisions of, and to exercise and perform its powers and duties under, said Act, the Civil Aeronautics Board amends the Civil Air Regulations as follows:

Effective December 20, 1940, the Civil Air Regulations are amended as follows:

1. By inserting a new section in Part 20, Pilot Rating, to read as follows:

§ 20.311 *Revocation.* No person whose pilot certificate has been revoked shall apply for or be issued a pilot certificate of any grade or rating for a period of one year after the revocation, except as the order of revocation may otherwise provide.

2. By inserting a new section in Part 21, Airline Pilot Rating, to read as follows:

§ 21.211 *Revocation.* No person whose airline transport pilot certificate has been revoked shall apply for or be issued a pilot certificate of any grade or rating for a period of one year after the revocation, except as the order of revocation may otherwise provide.

3. By inserting a new section in Part 24, Mechanic Rating, to read as follows:

§ 24.38 *Revocation.* No person whose mechanic certificate has been revoked shall apply for or be issued a