

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FORT SMITH DIVISION

U. S. District Court  
Western Dist. Arkansas  
**FILED**  
JAN 5 - 1980

Pat L. Graham, Jr., Clerk  
By Deputy Clerk

RAY MARSHALL, Secretary of Labor, )  
United States Department of Labor )  
Plaintiff )  
V. )  
TONY AND SUSAN ALAMO FOUNDATION, )  
et al. )  
Defendant )

Civil Action File  
NO. 77-2183

DEFENDANT'S ANSWERS TO FIRST SET OF  
INTERROGATORIES TO DEFENDANT

Comes now the Defendant, Tony and Susan Alamo Foundation, and for its Answers to Plaintiff's First Set of Interrogatories to Defendant, alleges and states:

INTERROGATORY NO. 1: Please state the name and title or position of the individual or individuals answering these interrogatories on behalf of the Defendant.

ANSWER: Tony Alamo, President of the Tony And Susan Alamo Foundation.

INTERROGATORY NO. 2: What is the employer identification number of Tony and Susan Alamo Foundation?

ANSWER: 23-7165422.

INTERROGATORY NO. 3: What has been the workweek of Tony and Susan Alamo Foundation since January 1, 1975?

ANSWER: The Foundation does not have a "workweek", as it does not have employees, only volunteers, with the possible exceptions of a few mechanics, heavy equipment operators and two or three cooks. With regard to the above mentioned personnel exceptions, in 1975, 1976 and 1977, the "workweek" was Monday to Sunday. Again, referring only to said personnel, in 1978, starting on May 27, 1978, the "workweek" was from Saturday to Friday and in 1979, beginning November 1, 1979, it was from Friday to Thursday.

INTERROGATORY NO. 4: What has been the pay period of Tony and Susan Alamo Foundation since January 1, 1975?

ANSWER: Since January 1, 1975, the Tony and Susan Alamo Foundation has been on a weekly pay period, with regard to the

above mentioned personnel.

INTERROGATORY NO. 5: What has been the pay day of Tony and Susan Alamo Foundation since January 1, 1975?

ANSWER: In 1975, 1976 and 1977, pay day was Monday. In 1978, beginning May 27, 1978, pay day was Saturday. Since November 1, 1979, pay day has been Friday. Again, the answer is limited to the above mentioned personnel.

INTERROGATORY NO. 6: When does the fiscal year of Tony and Susan Alamo Foundation end?

ANSWER: December 31.

INTERROGATORY NO. 7: What was the annual dollar volume of sales made or business done (exclusive of excise taxes at the retail level which were stated separately) by Tony and Susan Alamo Foundation during its fiscal year ending in 1975?

ANSWER: Over \$250,000.00.

INTERROGATORY NO. 8: What was the annual dollar volume of sales made or business done (exclusive of excise taxes at the retail level which were stated separately) by Tony and Susan Alamo Foundation during its fiscal year ending in 1976?

ANSWER: Over \$250,000.00.

INTERROGATORY NO. 9: What was the annual dollar volume of sales made or business done (exclusive of excise taxes at the retail level which were stated separately) by Tony and Susan Alamo Foundation during its fiscal year ending in 1977?

ANSWER: Over \$250,000.00.

INTERROGATORY NO. 10: What was the annual dollar volume of sales made or business done (exclusive of excise taxes at the retail level which were stated separately) by Tony and Susan Alamo Foundation during its fiscal year ending in 1978?

ANSWER: Over \$250,000.00.

INTERROGATORY NO. 11: What was the annual dollar volume of sales made or business done (exclusive of excise taxes at the retail level which were stated separately) by Tony and Susan Alamo Foundation during its fiscal year ending in 1979?

ANSWER: Over \$250,000.00.

INTERROGATORY NO. 12: For each place of business Tony and Susan Alamo Foundation has owned or operated since January 1, 1975, please state:

- (a) the trade name of such place of business (such as, Alamo Restaurant),
- (b) the type of business conducted at such place of business (such as, restaurant),
- (c) the street address of such place of business (such as, United States Highway 71, Alma, Arkansas),
- (d) The period of time it owned or operated such place of business (such as, January 1, 1975 to present), and,
- (e) for each person in charge of such place of business, his name, last known address, the occupation in which he was employed, and the period of time he was in charge of such place of business.

ANSWER: See below.

| <u>12(a):</u>                   | <u>12(b):</u>                          | <u>12(c):</u>   | <u>12(d):</u>      |
|---------------------------------|--|---|--------------------|
| Alamo Restaurant                | restaurant                             | Hwy. 71 No.<br>Alma, AR                               | 10/21/75-present   |
| Alamo Kerr McGee                | service station                        | Hwy. 71 No.<br>Alma, AR                               | 7/7/75-present     |
| Alamo DX                        | service station                        | Hwy. 71 No.<br>Alma, AR                               | 7/29/75-present    |
| Alamo Auto Repair               | vehicle repair                         | Hwy. 71 No.<br>Alma, AR                               | 6/1/77-present     |
| Alamo Discount Grocery          | grocery store                          | Hwy. 71 No.<br>Alma, AR                               | 7/5/76-present     |
| Alamo of Nashville in<br>Alma   | clothing store                         | Hwy. 71 No.<br>Alma, AR                               | 3/13/76-present    |
| Alamo Ready Mix                 | ready-mix                              | Hwy. 64<br>Alma, AR                                   | 7/1/78-present     |
| Alamo Bandito                   | clothing store                         | Hwy. 71 No.<br>Alma, AR                               | 4/2/76 to 5/30/78  |
| Alamo Exxon                     | gas station                            | Sierra Hwy. and<br>Friendly Valley<br>Rd., Saugus, CA | 10/27/73 to 5/6/76 |
| Alamo Record Company            | producing and<br>selling of<br>records | P.O. Box 398<br>Alma, AR                              | 6/1/71-present     |
| Alamo of Nashville              | clothing                               | 325 Broadway<br>Nashville, TN                         | 9/1/74-present     |
| Nashville Today<br>Distribution | buy and sell<br>personal property      | P.O. Box 24509<br>Nashville, TN                       | 10/15/74-present   |
| Tennessee Boy<br>Distribution   | buy and sell<br>personal property      | P.O. Box 24509<br>Nashville, TN                       | 10/15/74-present   |
| Fort Smith Mobile<br>Nursery    | nursery                                | Hwy. 71 No.<br>Alma, AR                               | 4/10/75-present    |
| Alamo Shoppers Emporium         | bidg. materials                        | Alma, AR  | 6/15/75-present    |
| Alamo Candy Company             | candy sales                            | Alma, AR  | 2/21/76-present    |
| Alamo Construction              | construction                           | Alma, AR  | 1/5/77-present     |
| Alamo Telegraph                 | western union                          | Alma, AR  | 3/14/77-present    |



