

**CHARGE:** 402(a)(4)—held under insanitary conditions.  
**DISPOSITION:** 3-25-65. Consent—claimed by Flagstaff Food Corp. Segregated; 175 lbs. destroyed.

**30237. Rolled oats, macaroni, elbow macaroni, pinto beans, sugar, and potatoes.**  
(F.D.C. No. 50462. S. Nos. 15-953 X, 15-956/7 X, 30-312 A, 30-314/15 A.)

**INFORMATION FILED:** 9-22-64, E. Dist. Tenn., against Smotherman-Womack Co., Inc., Tullahoma, Tenn.

**ALLEGED VIOLATION:** Between 1-16-63 and 1-30-64, while quantities of rolled oats, macaroni, elbow macaroni, pinto beans, sugar, and potatoes were being held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building that was accessible to insects and rodents and to be exposed to contamination by insects and rodents, which acts resulted in the articles being adulterated.

**CHARGE:** 402(a)(3)—contained insects, insect larvae, cast skins, and rodent and mouse pellets; and 402(a)(4)—held under insanitary conditions.

**PLEA:** Guilty.

**DISPOSITION:** 2-1-65. \$600 fine.

**30238. Donut mix.** (F.D.C. No. 51039. S. No. 14-924 A.)

**INFORMATION FILED:** 4-28-65, Dist. Conn., against Berkshire Bakers, Inc., Bridgeport, Conn., and Raymond T. Iwanicki, president and treasurer.

**ALLEGED VIOLATIONS:** Between 9-12-63 and 9-3-64, while quantities of donut mix were being held for sale after shipment in interstate commerce, the defendants caused the article to be held in a building that was accessible to rodents and to be exposed to contamination by rodents, which act resulted in the article being adulterated.

**CHARGE:** 402(a)(3)—was rodent gnawed and contained rodent excreta; and 402(a)(4)—held under insanitary conditions.

**PLEA:** Nolo contendere.

**DISPOSITION:** 7-19-65. Corporation—\$1,000 fine; individual—probation for 2 years.

**30239. Cornmeal mix and flour.** (F.D.C. No. 50971. S. Nos. 114-182/3 A.)

**QUANTITY:** 175 25-lb. bags of cornmeal mix and 168 bales of 2 25-lb. bags each of flour at Huntington, W. Va., in possession of Davis Wholesale Co., Inc.

**SHIPPED:** 10-30-64 and 12-7-64, from Hopkinsville and Louisville, Ky.

**LIBELED:** 1-11-65, S. Dist. W. Va.

**CHARGE:** 402(a)(3)—the articles were rodent gnawed, and the cornmeal contained rodent excreta pellets; and 402(a)(4)—held under insanitary conditions.

**DISPOSITION:** 3-30-65. Consent—claimed by Davis Wholesale Co., Inc. Reconditioned; 129 bags of cornmeal mix denatured and 147 bags of flour denatured; 46 bags of cornmeal mix and 43 bags of flour destroyed.

**30240. Cornmeal mix.** (F.D.C. No. 50977. S. No. 114-184 A.)

**QUANTITY:** 187 bales, each containing 10 5-lb. bags, at Huntington, W. Va., in possession of Davis Wholesale Co., Inc.

**SHIPPED:** 11-23-64 and 12-7-64, from Hopkinsville, Ky.

**LIBELED:** 1-12-65, S. Dist. W. Va.  
**CHARGE:** 402(a) (3)—contained rodent hairs, rodent pellets, and was rodent gnawed; and 402(a) (4)—held under insanitary conditions.  
**DISPOSITION:** 3-10-65. Consent—claimed by Davis Wholesale Co., Inc.; 31 bales destroyed and the remainder denatured.

## EGGS

**30241. Frozen eggs (2 seizure actions).** (F.D.C. Nos. 49976; 49996. S. Nos. 85-528/30 A.)

**QUANTITY:** 94 30-lb. unlabeled cans and 111 30-lb. unlabeled cans, at Philadelphia, Pa., in possession of New York Creamery Corp., Inc.

**SHIPPED:** The 94-can lot and part of the 111-can lot were shipped between 3-14-64 and 3-25-64, from Vineland, N.J. A part of the 111-can lot was prepared by the dealer from shell eggs received from unknown sources.

**LIBELED:** 4-16-64 and 4-30-64, E. Dist. Pa.

**CHARGE:** 402(a) (3)—contained decomposed eggs while held for sale.

**DISPOSITION:** 6-30-65. Default—destruction.

**30242. Frozen eggs.** (F.D.C. No. 51001. S. No. 18-046 A.)

**QUANTITY:** 452 30-lb. cans at Watertown, Mass.

**SHIPPED:** 12-7-64, from York, Nebr., by Standard Brands, Inc.

**LABEL IN PART:** (Can) "Frozen Whole Eggs \* \* \* Fleischman's \* \* \* Standard Brands Incorporated New York, N.Y."

**LIBELED:** 2-1-65, Dist. Mass.

**CHARGE:** 402(a) (1)—when shipped, the article contained an added poisonous and deleterious substance, Salmonella micro-organisms, which may have rendered it injurious to health.

**DISPOSITION:** 3-10-65. Consent—claimed by Standard Brands, Inc., New York, N.Y. Segregated and reconditioned; 54 cans denatured.

**30243. Frozen eggs.** (F.D.C. No. 51091. S. Nos. 38-010 B, 38-450 B.)

**QUANTITY:** 104 30-lb. cans and 167 30-lb. cans at New York, N.Y.

**SHIPPED:** 1-20-65, from Willimantic, Conn., by Central Conn. Cooperative Farmers Association, Inc., and from Lakewood, N.J., by Allendale Farms.

**LABEL IN PART:** (Sticker on can lid) "Central Conn. Co-op 85 Milk Street Willimantic Conn \* \* \* Frozen Whole Eggs" and "Frozen Whole Eggs Allendale \* \* \* RD #2 Lakewood, N.J."

**LIBELED:** 2-26-65, S. Dist. N.Y.

**CHARGE:** 402(a) (3)—contained decomposed eggs when shipped.

**DISPOSITION:** 5-7-65. Consent—claimed by L. Rudolf Co., Inc.; 185 cans segregated and denatured.

**30244. Frozen eggs.** (F.D.C. No. 50956. S. No. 1-959 B.)

**QUANTITY:** 31 30-lb. cans at Cincinnati, Ohio.

**SHIPPED:** 1-4-65, from Greensburg, Ind., by Vines Egg Co., Inc.