30558. Mung beans. (F.D.C. No. 51491. S. No. 57–287 B.)

QUANTITY: 122 100-lb. bags, at Baltimore, Md., in possession of McHenry Operating Co.

SHIPPED: 9–1–64, from Pacasmayo, Peru.

LIBELED: 6–14–65, Dist. Md.

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

DISPOSITION: 7–23–65. Consent—claimed by L. N. White & Co., Inc., New York, N.Y. Segregated and reconditioned; 79 bags destroyed.

30559. Dried pinto beans, Great Northern beans, and saltines. (F.D.C. No. 50371. S. Nos. 55–026/8 X.)

INFORMATION FILED: 11–6–64, E. Dist. Ky., against Carter & Sadler Wholesale Co., Inc., and Clarence Sadler, president, Pikeville, Ky.

ALLEGED VIOLATION: Between 9–6–63 and 9–18–63, while quantities of pinto beans, Great Northern beans, and saltines 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 rodents and to be exposed to contamination by rodents, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—contained rodent pellets and rodent hairs (saltines only); and 402(a)(4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 11–16–65. Corporation—$300 fine, plus costs; individual—$300 suspended fine, and probation for 1 year.

30560. Dried pinto beans. (F.D.C. No. 50816. S. No. 41–796 A.)

INDICTMENT RETURNED: 8–6–65, E. Dist. Okla., against S. D. Giacomo Co. (a partnership), and Vito Barzellone (partner), Krebs, Okla.

ALLEGED VIOLATIONS: Between 9–4–63 and 7–1–64, while quantities of pinto beans were being held for sale after shipment in interstate commerce, the defendants caused the article to be held in a building accessible to rodents and caused the article to be exposed to contamination by rodents, which acts resulted in the article being adulterated.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 8–26–65. Partnership—$250 fine; Barzellone—$750 fine.

30561. Dried pinto beans. (F.D.C. No. 51515. S. No. 84–931 B.)

QUANTITY: 25 100-lb. bags at Dallas, Tex., in possession of Jay Freeman Co., Inc.

SHIPPED: 2–17–65 and 2–26–65, from Cahone and Dove Creek, Colo., to Mineola, Tex., and subsequently shipped to the dealer in Dallas, Tex., on 3–16–65.

LIBELED: 7–19–65, N. Dist. Tex.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 9–22–65. Default—delivered to a Government institution for use as animal feed.