of foods prior to their distribution, and that sanitary conditions were in general satisfactory. Consequently, on 9–27–61, the temporary order was vacated and the case was dismissed.

29316. Noodle products. (F.D.C. No. 48538. S. Nos. 71–134/5 T.)

INDICTMENT RETURNED: 6–11–63, E. Dist. Okla., against Lee Boerstler and C. Ross Boerstler, Henryetta, Okla.

ALLEGED VIOLATION: Between 3–1–62 and 8–31–62, while quantities of macaroni and egg noodles 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 caused the articles to be exposed to contamination by insects, thereby causing the food to become adulterated.

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

PLEA: Guilty.

DISPOSITION: 8–12–63. $1,000 fine against each defendant.

29317. Frozen noodles. (F.D.C. No. 49340. S. No. 28–474 X.)

QUANTITY: 1,383 cases, each containing 12 8-oz. pkgs., at Kansas City, Kans.

SHIPPED: 7–29–63, from Clive, Iowa, by Reames Home Style Frozen Foods.

LABEL IN PART: (Pkg.) "Reames Home Style Frozen Egg Noodles * * * Four Servings * * * Reames Frozen Foods Clive, Iowa."

LIBELED: 9–18–63, Dist. Kans.

CHARGE: 402(a)(3)—contained *E. coli*, coagulase positive staphylococci, and a high coliform count; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 12–13–63. Default—destruction.

29318. Noodles, macaroni and spaghetti. (F.D.C. No. 49337. S. Nos. 31–426/33 X, 31–435 X.)

QUANTITY: 5 20-lb. cases of shell macaroni; 6 10-lb. cases home style macaroni; 7 20-lb. cases of cut macaroni; 3 10-lb. cases of egg noodles; 2 15-lb. cases of elbow macaroni; 6 10-lb. cases of egg dumplings; 3 10-lb. cases of lasagne; 32 10-lb. cases of medium egg noodles; and 15 10-lb. cases of wide egg noodles; at Phoenix, Ariz.

SHIPPED: Between 12–6–62 and 8–14–63, from Lincoln, Nebr.

LIBELED: 9–12–63, Dist. Ariz.

CHARGE: 402(a)(3)—contained insects and insect larvae while held for sale.

DISPOSITION: 10–31–63. Default—destruction.

29319. Macaroni products. (F.D.C. No. 49306. S. Nos. 22–517/22 X.)

QUANTITY: 14 20-lb. ctns. of spaghettini and 57 20-lb. ctns. of linguine, at Denver, Colo.

SHIPPED: Between 7–1–63 and 8–9–63, from St. Louis, Mo., by Ravarino & Freschi, Inc.

LABEL IN PART: (Ctn.) "R-F * * * La Terminese Enriched Spaghettini * * * Ravarino & Freschi, Inc. St. Louis, Mo.," and "R-F * * * La Terminese Enriched Linguine * * * Ravarino & Freschi, Inc. St. Louis, Mo."