SHIPPED: 10–22–62, from Memphis, Tenn.

LIBELED: 1–4–63, N. Dist. Ga.

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

DISPOSITION: 1–11–63. Consent—claimed by G. B. Sawyer Co., and denatured for use as animal feed.

28728. Rice. (F.D.C. No. 48479. S. No. 33–605 V.)

QUANTITY: 57 100-lb. bags at St. Paul, Minn.

SHIPPED: 3–7–62, from Jonesboro, Ark.

LIBELED: 12–14–62, Dist. Minn.

CHARGE: 402(a)(3)—contained insect larvae, insect cast skins, and insect fragments while held for sale.

DISPOSITION: 1–29–63. Default—destruction.

28729. Rice. (F.D.C. No. 48673. S. No. 50–041 V.)

QUANTITY: 24 100-lb. bags at Sacramento, Calif., in possession of North American Food Distributing Co.

SHIPPED: 11–2–62, from Houston, Tex.

LIBELED: 1–16–63, N. Dist. Calif.

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

DISPOSITION: 2–27–63. Default—destruction.

28730. Milo maize. (F.D.C. No. 47093. S. No. 49–438 R.)

INFORMATION FILED: 7–30–62, N. Dist. Tex., against DeKalb Agricultural Association, Inc., Lubbock, Tex., and Archie R. Campbell, plant manager.

SHIPPED: 5–17–61, from Lubbock, Tex., to Hobbs, N. Mex.

CHARGE: 402(a)(2)(B)—the article was a raw agricultural commodity and it bore or contained the pesticide chemical, captan, which was unsafe within the meaning of 408(a), and no tolerance or exemption for captan in or on grain sorghum (milo maize) had been prescribed by regulations; and the article also bore or contained the pesticide chemical, heptachlor, which was unsafe within the meaning of 408(a) since the quantity of heptachlor in and on the food was in excess of the zero tolerance for heptachlor in and on grain sorghum (milo maize) prescribed by regulations.

PLEA: Nolo contendere.

DISPOSITION: 10–29–62. Corporation—$500 fine; individual—probation for 1 year.

28731. Crimped oats. (F.D.C. No. 48158. S. No. 23–067 T.)

INFORMATION FILED: 12–26–62, Dist. N. Mex., against Roswell Trading Co., a corporation, Roswell, N. Mex., and Judson Goodart, president, and Frank Estes, t/a E. & E. Pest Control, Roswell, N. Mex.

ALLEGED VIOLATIONS: Between 11–4–61 and 1–9–62, while crimped oats were being held for sale after shipment in interstate commerce, the defendants caused a rodenticide, a poisonous chemical substance, to be placed in close proximity to the crimped oats under conditions whereby the crimped oats were exposed to contamination by the rodenticide, which act resulted in the article being adulterated.