

DISPOSITION: 2-26-63. Consent—claimed by Weston Biscuit Co. of Waco, Tex. Segregated; 6,600 lbs. destroyed.

28810. Flour. (F.D.C. No. 47848. S. Nos. 13-513 T, 14-320 T.)

INFORMATION FILED: 8-21-62, N. Dist. Ill., against Habel, Armbruster & Larsen Co., a corporation, Chicago, Ill., and Harry W. Larsen, treasurer.

ALLEGED VIOLATIONS: Between 11-1-61 and 12-6-61, while quantities of flour were being held for sale after shipment in interstate commerce, the defendants caused flour to be held in a building that was accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the flour being adulterated.

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

PLEA: Nolo contendere.

DISPOSITION: 2-27-63. Corporation—\$1,000 fine, plus costs, \$900 of which fine was suspended; individual—\$25 fine.

28811. Flour, cornmeal, and dried Great Northern beans. (F.D.C. No. 48620. S. Nos. 45-337/40 V, 45-348/9 V, 45-351 V.)

QUANTITY: 79 50-lb. bags and 116 25-lb. bags of plain flour, 21 25-lb. bags of self-rising flour, 222 25-lb. bags of enriched flour; 33 25-lb. bags and 64 bales containing 10 5-lb. bags each of cornmeal; and 5 100-lb. bags of Great Northern beans, at Brinkley, Ark., in possession of Dial Wholesale Grocer Co.

SHIPPED: Between 9-17-62 and 11-30-62, from Yukon, Okla., Salina, Kans., St. Joseph, Mo., and Morrill, Nebr.

LIBELED: 1-30-63, E. Dist. Ark.

CHARGE: 402(a)(3)—while held for sale, the flour and the 25-lb. bags of cornmeal contained rodent urine, the 5-lb. bags of cornmeal contained rodent excreta; and 402(a)(4)—all the articles had been held under insanitary conditions.

DISPOSITION: 2-28-63. Consent—claimed by Lambert Dial, t/a Dial Wholesale Grocer Co., Brinkley, Ark., and denatured.

28812. Flour. (F.D.C. No. 46707. S. No. 79-791 R.)

INFORMATION FILED: 4-5-62, Dist. Md., against Pariser Bakery, a partnership, Baltimore, Md., and Beryl Zerivitz and Arnold Zerivitz, partners.

ALLEGED VIOLATIONS: Between 7-17-61 and 7-28-61, while flour was being held for sale after shipment in interstate commerce, the defendants caused such flour to be held in a building accessible to insects and to be exposed to contamination by insects by placing the flour in insect-contaminated equipment, which acts resulted in the flour being adulterated.

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

PLEA: Nolo contendere.

DISPOSITION: 3-1-63. Each defendant placed on probation for 18 months.

28813. Flour. (F.D.C. No. 48705. S. No. 48-292 V.)

QUANTITY: 21 100-lb. bags, at Oakland, Calif.

SHIPPED: 12-22-62, from Twin Falls, Idaho.

RESULTS OF INVESTIGATION: Examination showed that the bags had been coded with a red stencil ink.

LIBELED: 2-11-63, N. Dist. Calif.

CHARGE: 402(c)—while held for sale, the article contained a color additive, namely, a red stencil ink containing noncertified colors, which was unsafe within the meaning of 706(a) since its use or intended use was not in accordance with a regulation or exemption in effect pursuant with 706(b).

DISPOSITION: 3-7-63. Default—destruction.

28814. Flour. (F.D.C. No. 48811. S. Nos. 49-800 V, 50-381 V, 50-601/5 V.)

QUANTITY: 760 100-lb. bags, at San Francisco, Calif., in possession of A. M. Devincenzi Co.

SHIPPED: Between 10-5-62 and 2-4-63, from Portland and Pendleton, Oreg., Seattle, Wash., and Billings, Mont.

LIBELED: 3-14-63, N. Dist. Calif.

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

DISPOSITION: 4-8-63. Consent—claimed by Bruno Albert Malucchi, t/a A. M. Devincenzi Co., San Francisco, Calif. Segregated and reconditioned; 289 bags denatured for use as animal feed.

28815. Self-rising flour. (F.D.C. No. 48141. S. Nos. 55-009 T, 55-019 T.)

INFORMATION FILED: 2-7-63, M. Dist. N.C., against All Star Mills, Inc., Albemarle, N.C.

SHIPPED: Between 1-2-62 and 1-9-62, from Albemarle, N.C., to Lancaster, S.C.

LABEL IN PART: (Bags) "White Fluff Self-Rising Flour" 10 Lbs. Net Weight Mfd. By All Star Mills, Inc. Albemarle, N.C."

CHARGE: 402(a) (3)—contained insect parts; and 402(a) (4)—prepared and packed under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 4-15-63. \$500 fine.

28816. Flour. (F.D.C. No. 48863. S. No. 55-737 V.)

QUANTITY: 269 120-lb. bags, at Topeka, Kans.

SHIPPED: 3-22-63, from Kansas City, Mo.

LIBELED: 4-25-63, Dist. Kans.

CHARGE: 402(a) (3)—contained rodent urine while held for sale.

DISPOSITION: 6-6-63. Default—destruction.

28817. Enriched flour. (F.D.C. No. 48431. S. No. 18-190 V.)

QUANTITY: 172 bales, each containing 10 5-lb. bags, at Houston, Tex.

SHIPPED: 11-7-62, from Denver, Colo., by Denver Flour Mills Co.

LABEL IN PART: (Bag) "A B C * * * Extra Fancy Family Enriched Flour * * * Packed for Henke & Pillot, Division of The Kroger Co., Houston, Beaumont, and Galveston * * * Milled by Denver Flour Mills Co., Denver, Colo."

RESULTS OF INVESTIGATION: Examination revealed that the enrichment statement was printed in very small type, making it inconspicuous and in part illegible.