ALLEGED VIOLATION: Between 9–22–61 and 1–19–62, the defendants caused quantities of rice, beans, and cornmeal to be placed in a building that was accessible to birds and rodents and caused the foods to be exposed to contamination by birds and rodents, which acts resulted in the foods being adulterated.

CHARGE: 402(a)(3)—contained bird excreta (1 count), and rodent urine (7 counts); and 402(a)(4)—held under insanitary conditions (all counts).

PLEA: Nolo contendere.

DISPOSITION: 1–8–63. $800 fine against the corporation with each individual being made responsible to see that the fine was paid.

29031. Rice and soybeans. (F.D.C. No. 49019. S. Nos. 31–701/02 X.)

QUANTITY: 20 100-lb. bags of soybeans and 13 100-lb. bags of rice, at Alhambra, Calif., in possession of El Molino Mills.

SHIPPED: 3–10–63 and 3–14–63, from Hudson, Iowa, and Stuttgart, Ark.

LIBELED: 6–26–63, S. Dist. Calif.

CHARGE: 402(a)(3)—the soybeans contained rodent urine; and 402(a)(4)—both articles were held under insanitary conditions.

DISPOSITION: 7–22–63. Default—destruction.

29032. Wheat. (F.D.C. No. 48476. S. Nos. 27–439 V, 55–875 V.)

QUANTITY: 234,000 lbs., at Kansas City, Kans.

SHIPPED: 11–16–62 and 11–20–62, from Kansas City, Mo., by N. L. Johnson Grain Co.

LIBELED: 12–6–62, Dist. Kans.

CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.

DISPOSITION: 2–5–63. Consent—claimed by N. L. Johnson Grain Co., of Kansas City, Mo., and reconditioned; 8,440 lbs. destroyed.

29033. Wheat. (F.D.C. No. 48717. S. Nos. 57–932 V, 58–129 V.)

QUANTITY: 120,000 lbs., at Duluth, Minn.

SHIPPED: 2–12–63, from Karnak, N. Dak., by Karnak Grain Co.

LIBELED: 3–8–63, Dist. Minn.

CHARGE: 402(a)(2)(B)—when shipped, contained a mercurial compound, an unsafe pesticide chemical without a tolerance or exemption.

DISPOSITION: 3–19–63. Consent—claimed by Karnak Grain Co., Karnak, N. Dak., and reconditioned; 4,100 lbs. destroyed.

29034. Wheat. (F.D.C. No. 48747. S. No. 85–546 V.)

QUANTITY: 126,630 lbs. at Spokane, Wash.

SHIPPED: 4–1–63, from Rapelje, Mont., by Arnold Grain Co.

LIBELED: 4–12–63, E. Dist. Wash.

CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.

DISPOSITION: 4–18–63. Consent—claimed by Arnold Grain Co., and denatured for use as animal feed.

29035. Wheat. (F.D.C. No. 48764. S. No. 85–548 V.)

QUANTITY: 100,000 lbs., at Spokane, Wash.

SHIPPED: 4–22–63, from Bonners Ferry, Idaho, by General Feed & Grain Co.