

CHARGE: 402(a) (3)—contained rodent excreta pellets when shipped.  
DISPOSITION: 6-29-62. Consent—claimed by Farmers Union Cooperative Elevator Co., Harlow, N. Dak., and denatured for use as animal feed.

**28135. Wheat.** (F.D.C. No. 47524. S. No. 71-344 T.)

QUANTITY: 637 bushels at Thomas, Okla.

SHIPPED: 5-10-62, from Eads, Colo., by Robinson Grain Co.

LIBELED: 5-31-62, W. Dist. Okla.

CHARGE: 402(a) (3)—contained rodent excreta pellets, bird excreta, and insect-damaged kernels when shipped.

DISPOSITION: 6-29-62. Default—delivered to a public institution for use as animal feed.

**28136. Bulgur (wheat cereal).** (F.D.C. No. 45674. S. Nos. 21-724 R, 32-303 R, 35-670/72 R.)

INFORMATION FILED: 6-29-61, Dist. Mass., against Armeno Cereal Co., Inc., Northboro, Mass., and Armen K. Kalenian, president.

SHIPPED: Between 6-23-60 and 8-15-60, from Massachusetts to New York and Ohio.

LABEL IN PART: (Bag) "BULGUR (PRE-COOKED GRANULATED WHEAT) MANUFACTURED BY ARMENO CEREAL CO., INC. WESTBORO, MASS. 100 LBS. NET WHEN PACKED."

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

PLEA. Guilty.

DISPOSITION: 4-9-62. Corporation—\$1,000 fine; individual—\$100 fine.

**28137. Unpopped popcorn.** (F.D.C. No. 47236. S. Nos. 38-141/2 T.)

QUANTITY: 80 cases, 24 bags each, at New Orleans, La.

SHIPPED: 2-15-62, from Vicksburg, Miss., by Tea Table Mills, Inc.

LABEL IN PART: (Case) "24—1 Lb. Packages IGA White [or "Yellow"] Pop Corn" and (bag) "IGA Fancy Selected Popcorn Net Weight 1 Pound \* \* \* Distributed by Independent Grocers' Alliance Distributing Co., Chicago, Illinois—Toronto, Ontario, Canada."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 3-26-62, E. Dist. La.

CHARGE: 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 6-8-62. Default—delivered to charitable institutions.

**28138. Puffed wheat and puffed rice.** (F.D.C. No. 46087. S. Nos. 96-610/11 R.)

QUANTITY: 49 cases, 18 pkgs. each of puffed wheat; and 148 cases, 18 pkgs. each of puffed rice, at Camden, N.J.

SHIPPED: 6-27-61, from Shiremanstown, Pa., by Quaker Oats Co.

LABEL IN PART: (Pkg.) "Quaker Puffed Wheat \* \* \* Weight 6 Oz. Net. Manufactured by The Quaker Oats Company \* \* \* Chicago" and (pkg.) "Quaker Puffed Rice \* \* \* Weight 6¾ Oz. Manufactured by The Quaker Oats Company, Chicago."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 7-20-61, Dist. N.J.

CHARGE: 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 9-26-61. Default—delivered to a charitable institution.

28139. Puffed wheat. (F.D.C. No. 46098. S. No. 96-627 R.)

QUANTITY: 26 cases, 18 pkgs. each, at Camden, N.J.

SHIPPED: 6-30-61, from Shiremanstown, Pa., by Quaker Oats Co.

LABEL IN PART: (Pkg.) "Quaker Puffed Wheat \* \* \* Weight 6 Oz. Net Manufactured by The Quaker Oats Company \* \* \* Chicago."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 7-28-61, Dist. N.J.

CHARGE: 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 9-26-61. Default—destruction.

28140. Milo grain. (F.D.C. No. 47025. S. No. 29-184 T.)

QUANTITY: 2,200 bushels at Fremont, Nebr.

SHIPPED: Between 11-27-61 and 12-1-61, from Topeka, Kans., by DeKalb Agricultural Association, Inc.

LIBELED: 2-13-62, Dist. Nebr.

CHARGE: 402(a) (2) (B)—the article was a raw agricultural commodity and, when shipped, contained a pesticide chemical, namely, Heptachlor which is unsafe within the meaning of 408(a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on the article has been prescribed by regulations.

DISPOSITION: 3-16-62. Default—destruction.

28141. Milo maize. (F.D.C. No. 47472. S. No. 50-468 T.)

QUANTITY: 111,000 lbs. at Sacramento, Calif.

SHIPPED: 4-4-62, from Oakley, Kans., by Standard Milling Co.

LIBELED: 5-7-62, N. Dist. Calif.

CHARGE: 402(a) (2) (B)—the article was a raw agricultural commodity and, when shipped, contained a pesticide chemical, namely, a mercurial compound, which is unsafe within the meaning of 408(a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on milo maize has been prescribed by regulations.

DISPOSITION: 5-21-62. Consent—claimed by Standard Milling Co., Kansas City, Mo. Segregated; 43,950 lbs. destroyed.

## DAIRY PRODUCTS

### BUTTER

28142. Butter. (F.D.C. No. 43772. S. No. 70-543 T.)

QUANTITY: 38 64-lb. boxes at St. Paul, Minn.