SHIPPED: 11-14-61, from Hays, Kans.

LIBELED: 2-9-62, M. Dist. Ga.

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

DISPOSITION: 4-25-62. Default—destruction.

28023. Flour and dried black-eyed peas. (F.D.C. No. 46375. S. Nos. 57-982/4 R, 57-991 R.)

INFORMATION FILED: 12-28-61, N. Dist. Ga., against Colonial Stores, Inc., East Point, Ga., and Augustus C. Parnell, general manager of the corporation's Atlanta Division.

ALLEGED VIOLATION: Between 12-28-60 and 4-3-61, while quantities of flour and black-eyed peas were being held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the articles being adulterated.

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

PLEA: Nolo contendere.

DISPOSITION: 5-10-62. Corporation—$600 fine; individual—$20 fine.

28024. Flour. (F.D.C. No. 47261. S. No. 39-580 T.)

QUANTITY: 1,129 50-lb. bags at Ponce, P.R.

SHIPPED: 5-10-61, from Kansas City, Mo.

RESULTS OF INVESTIGATION: The article had been repacked by the dealer after shipment as described above.

LIBELED: 3-23-62, Dist. P.R.

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

DISPOSITION: 5-15-62. Consent—claimed by Monllor & Boscio, Sucrs., Inc., and released under bond to be converted and used for industrial purposes.

28025. Flour. (F.D.C. No. 47280. S. No. 45-767 T.)

QUANTITY: 156 bales, 10 bags each, at Springfield, Mo.

SHIPPED: 3-2-62, from Denver, Colo., by Denver Flour Mills Co.

LABEL IN PART: (Bag) "Enriched—5 lbs. net wt. Bleached Phosphated Myers Model Flour Packed for The Springfield Flour Mills, St. Louis, Mo."

RESULTS OF INVESTIGATION: Investigation disclosed "The Springfield Flour Mills, Springfield, Mo." was the name of a defunct flour mill; and that the enrichment information was printed in extremely small and blurred type, making it difficult to read.

LIBELED: 4-4-61, W. Dist. Mo.

CHARGE: 403(a)—when shipped, the label statement "Packed for the Springfield Flour Mills, St. Louis, Mo." was false and misleading, since it was inaccurate; and 403(f)—the information required by 403(j), to appear on the label, namely, the enrichment information, was not prominently placed thereon with such conspicuousness (as compared with other words, statements, designs, or devices in the labeling) as to render it likely to be read by the ordinary individual under customary conditions of purchase and use.

DISPOSITION: 5-24-62. Default—delivered to a charitable institution.