

**28026. Flour.** (F.D.C. No. 47437. S. No. 1-376/7 T.)

**QUANTITY:** 321 bales, 10 2-lb. bags each, and 1,144 bales, 10 5-lb. bags each, at Griffin, Ga.

**SHIPPED:** 2-19-62 and 3-16-62, from Denver, Colo., by Denver Flour Mills Co.

**LABEL IN PART:** (Bag) "Packed For Caldwell Flour Mills \* \* \* Self-Rising Hollyhock Flour Enriched-Bleached \* \* \* Caldwell, Idaho Repacked by Happyvale Flour Mill Griffin, Ga."

**RESULTS OF INVESTIGATION:** Investigation disclosed that Happyvale Flour Mill, Griffin, Ga., was not the repacker of the flour; and that the enrichment information on 2-lb. bags was printed in extremely small and blurred type.

**LIBELED:** 4-9-62, N. Dist. Ga.; amended libel 4-18-62.

**CHARGE:** 403(a)—when shipped, the label statement "Repacked By Happyvale Flour Mill, Griffin, Ga." was false and misleading, since it was inaccurate; and (2-lb. bag lot) 403(f)—the information required by 403(j) to appear on the label, namely, the enrichment information, was not prominently placed on the label with such conspicuousness (as compared with other words and statements on the label) as to render such information likely to be read by the ordinary individual under customary conditions of purchase and use.

**DISPOSITION:** 5-31-62. Consent—claimed by Griffin Grocery Co., Griffin, Ga., and released under bond for rebagging and relabeling.

**28027. Potato flour.** (F.D.C. No. 47577. S. Nos. 30-631 T, 30-633/34 T, 30-636 T.)

**QUANTITY:** 38 100-lb. bags, 60 25-lb. bags, 88 100-lb. bags, and 73 100-lb. bags at Los Angeles, Calif.

**SHIPPED:** 7-6-59 and 8-3-61, from East Grand Forks, Minn.

**LIBELED:** 5-8-62, S. Dist. Calif.

**CHARGE:** 402(a)(3)—contained insect larvae, insects, or insect fragments while held for sale.

**DISPOSITION:** 5-31-62. Default—destruction.

#### MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

**28028. Donut base, donut mix, and sweet dough base.** (F.D.C. No. 47574. S. Nos. 8-329 T, 8-331/34 T.)

**QUANTITY:** 10 100-lb. bags containing yeast raised donut base; 5 100-lb. bags containing yeast raised donut mix; 59 100-lb. bags containing handcut cake donut mix; 17 100-lb. bags containing sweet dough base; and 47 100-lb. bags containing cake donut mix, at Boston, Mass., in possession of B. Rothstein & Co., Inc.

**SHIPPED:** 9-23-61, from Lockport, N.Y., and 2-15-62, from Buffalo, N.Y.

**LIBELED:** 5-4-62, Dist. Mass.

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

**DISPOSITION:** 5-22-62. Consent—claimed by B. Rothstein & Co., Inc. Segregated; 11 100-lb. bags destroyed.

**28029. Rice.** (F.D.C. No. 47419. S. No. 2-096 T.)

**QUANTITY:** 21 100-lb. bags at Savannah, Ga., in possession of Belford Co.

**SHIPPED:** 10-23-61, from Abbeville, La.

**LIBELED:** 4-2-62, S. Dist. Ga.  
**CHARGE:** 402(a) (3)—contained rodent urine; and 402(a) (4)—held under insanitary conditions.  
**DISPOSITION:** 5-23-62. Default—destruction.

**28030. Rice.** (F.D.C. No. 46897. S. Nos. 6-269/72 T.)

**QUANTITY:** 28 100-lb. bags and 88 25-lb. bags at East Hartford, Conn.  
**SHIPPED:** Between 11-1-61 and 1-23-61, from Houston, Tex.  
**LIBELED:** 1-13-62, Dist. Conn.  
**CHARGE:** 402(a) (3)—contained insect larvae and insect parts while held for sale.  
**DISPOSITION:** 5-23-62. Default—delivered to a public institution for use as animal feed.

**28031. Rice, non-fat dry milk, and bakery mixes.** (F.D.C. No. 47168. S. Nos. 25-979/80 T, 25-984/6 T, 25-988/91 T.)

**QUANTITY:** 9 100-lb. bags containing Sweet Dohmix, 65 100-lb. bags containing Gold-N-Doh, 174 25-lb. bags containing rice, 16 100-lb. bags containing rice, 14 100-lb. bags containing cake donut mix, 15 100-lb. bags containing non-fat dry milk, and 14 100-lb. bags containing rice, at Cleveland, Ohio, in possession of 40th Street Warehouse.  
**SHIPPED:** (Bakery mixes) between 9-19-61 and 12-2-61, from Minneapolis, Minn.; (milk) 8-26-61, from East Jordan, Mich., (rice) 7-16-61 and 10-4-61 from Abbeville, La., and Stuttgart, Ark.  
**LIBELED:** 3-2-62, N. Dist. Ohio.  
**CHARGE:** 402(a) (3)—contained rodent urine, rodent excreta pellets, and rodent hairs; and 402(a) (4)—held under insanitary conditions.  
**DISPOSITION:** (174 25-lb. bag lot and 16 100-lb. bag lot—rice) 4-2-62. Consent—claimed by Producers Rice Mill, Inc., Stuttgart, Ark., and released under bond for reprocessing; (remaining lots) 4-10-62. Default—destruction.

**28032. Rice.** (F.D.C. No. 46947. S. No. 6-664 T.)

**QUANTITY:** 109 100-lb. bags, at South Boston, Mass., in possession of Far East Trading Co.  
**SHIPPED:** 9-26-61, from Stuttgart, Ark.  
**LIBELED:** 1-29-62, Dist. Mass.  
**CHARGE:** 402(a) (3)—contained rodent hairs and rodent urine; and 402(a) (4)—held under insanitary conditions.  
**DISPOSITION:** 3-26-62. Default—delivered to a public institution for use as animal feed.

**28033. Rice and cornmeal.** (F.D.C. No. 45238. S. Nos. 2-581 P, 2-213/4 R, 2-255/6 R, 2-260 R.)

**INFORMATION FILED:** 4-18-61, W. Dist. N. C., against Thomas & Howard Co., a corporation, Charlotte, N.C., and James F. Timberlake, Jr., vice-president and general manager.

**ALLEGED VIOLATION:** Between 12-24-57 and 9-26-60, while held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building accessible to rodents, birds, and insects and to be exposed to contamination by rodents, birds, and insects, which acts resulted in the articles being adulterated.