7042. Adulteration and misbranding of self-rising flour. U. S. v. 40 Bales of Self-Rising Flour. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 12989. Sample No. 80189-F.)

LIBEL FILED: July 25, 1944, Western District of Tennessee.

ALLEGED SHIPMENT: On or about February 29, 1944, by Cape County Milling Co., from Jackson, Mo.

PRODUCT: 40 bales, each containing 10 5-pound bags, of self-rising flour at Memphis, Tenn.

LABEL, IN PART: (Bags) "Bleached Self-Rising Flour * * * Enriched with Vitamins Iron & Calcium * * * Gold Leaf Flour Strictly Hungarian Process."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (1), a valuable constituent, thiamine (vitamin B_1), had been in part omitted from the article.

Misbranding, Section 403 (a), the label statements, "Self-Rising Flour * * * Enriched" and "Eight ounces of enriched self-rising flour contain not less than the following proportions of the minimum daily requirements of Vitamin B_1 100%," were false and misleading as applied to the article, which failed to conform to the definition and standard of identity prescribed by the regulations for enriched self-rising flour, and which contained in each 8 ounces less than 100 percent of the minimum daily requirement of vitamin B_1; and, Section 403 (g) (1), it failed to conform to the definition and standard since it contained in each pound less than 2.0 milligrams of thiamine, i. e., 1.5 milligrams of thiamine.

DISPOSITION: September 16, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

7043. Misbranding of flour. U. S. v. 80 Bags of Flour. Decree of forfeiture. Product ordered released under bond. (F. D. C. No. 12888. Sample No. 66927-F.)

LIBEL FILED: On or about July 11, 1944, Western District of Missouri.

ALLEGED SHIPMENT: On or about May 27, 1944, by Arkansas City Flour Mills, from Arkansas City, Kans.

PRODUCT: 80 bags, each containing 10 5-pound bags, of flour at North Kansas City, Mo.

LABEL, IN PART: "Kroger's Country Club Quality Brand Enriched Flour * * * Distributed by the Kroger Grocery & Baking Co., General Offices, Cincinnati, O."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statement, "Net Wt. 5 Lbs.," on the labeling, was false and misleading as applied to the article, which was short weight; and, Section 403 (e) (2), it was in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: August 14, 1944. The Dixie Portland Flour Mills having appeared as claimant, a decree of forfeiture was entered and the product was ordered released under bond to be brought into compliance with the law. The product was resacked.

7044. Adulteration of corn meal. U. S. v. 15 Bales of Corn Meal. Default decree of condemnation and destruction. (F. D. C. No. 13255. Sample No. 69361-F.)

LIBEL FILED: On or about August 23, 1944, District of Montana.

ALLEGED SHIPMENT: On or about April 8, 1944, from Chicago, Ill.

PRODUCT: 15 bales, each containing 10 10-pound sacks, of corn meal, at Lewistown, Mont., in possession of E. B. Andrus Grocery Co.

The article was stored under insanitary conditions after shipment. The bags were rodent-gnawed, and rodent pellets and urine stains were observed on them. Examination showed that the product contained rodent pellets and rodent hair fragments.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 18, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.