

7436. Adulteration of whole wheat flour. U. S. v. 103 Bags of Whole Wheat Flour. Default decree of condemnation and destruction. (F. D. C. No. 13648. Sample No. 78432-F.)

LIBEL FILED: September 11, 1944, Northern District of Indiana.

ALLEGED SHIPMENT: On or about May 29, 1944, by the Ralston Purina Co., St. Louis, Mo.

PRODUCT: 103 100-pound bags of whole wheat flour at South Bend, Ind.

LABEL, IN PART: "Purina Whole Wheat Flour."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae and insect fragments.

DISPOSITION: January 3, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7437. Adulteration of whole wheat flour. U. S. v. 13 Bags of Whole Wheat Flour. Consent decree of condemnation and destruction. (F. D. C. No. 13647. Sample No. 54650-F.)

LIBEL FILED: On or about September 26, 1944, Northern District of Illinois.

ALLEGED SHIPMENT: On or about November 4, 1943, by the Springfield Flour Mills, from Springfield, Mo.

PRODUCT: 13 100-pound bags of whole wheat flour at Chicago, Ill.

LABEL, IN PART: "Lyons Best Whole Wheat."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of beetles, larvae, and webbing.

DISPOSITION: October 5, 1944. The claimant having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

7438. Adulteration of whole wheat flour and pastry flour. U. S. v. 130 Bags and 20 Bags of Flour. Consent decree of condemnation. Products ordered released under bond. (F. D. C. No. 13762. Sample Nos. 89821-F, 89822-F.)

LIBEL FILED: October 2, 1944, Western District of Tennessee.

ALLEGED SHIPMENT: On or about August 15, 1944, from Springfield, Ill.

PRODUCTS: 130 100-pound bags of cake flour and 20 100-pound bags of whole wheat flour, at Memphis, Tenn., in the possession of the Poston Warehouse.

The flour was stored under insanitary conditions after shipment. The bags were rodent-gnawed, and rodent excreta was observed on the bags. Examination showed that the product contained rodent excreta, rodent hairs, weevils, and larvae.

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: November 21, 1944. The Kroger Grocery & Baking Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the products were ordered released under bond, conditioned that the unfit portions be segregated and denatured for use as animal feed, under the supervision of the Federal Security Agency.

MISCELLANEOUS CEREAL PRODUCTS

7439. Adulteration of Matzo products. U. S. v. B. C. Friedman & Sons, Inc., and Edward H. Friedman. Pleas of nolo contendere. Each defendant fined \$50, and individual placed on 1 year's probation. (F. D. C. No. 9688. Sample Nos. 14828-F to 14830-F, incl., 23270-F, 23271-F, 24800-F, 28947-F, 32507-F.)

INFORMATION FILED: December 6, 1943, Eastern District of Pennsylvania, against B. C. Friedman & Sons, Inc., Philadelphia, Pa., and Edward H. Friedman, president of the corporation.

ALLEGED SHIPMENT: From on or about March 8 to April 6, 1943, from the State of Pennsylvania into the States of California, New Jersey, Virginia, Georgia, and Ohio.

LABEL, IN PART: "Friedman's Matzo [or "Matzo Meal" or "Cake Meal"]," or "Philadelphia Cracker Meal * * * Baked by Philadelphia Cracker Meal Co. Philadelphia, Pa."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of rodent hairs, insect and rodent hair fragments, mammalian hairs resembling rodent hairs, a rodent pellet fragment, larva heads, one whole larva, insects, and a cat hair; and, Section 402 (a) (4), the products had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: September 12, 1943. Pleas of nolo contendere having been entered, each defendant was fined \$50, and the individual was placed upon probation for 1 year.

7440. Adulteration of Lacedex (cereal product). U. S. v. 52 Bags of Lacedex. Default decree of condemnation. Product ordered denatured and sold for purposes other than human consumption. (F. D. C. No. 14159. Sample No. 99009-F.)

LIBEL FILED: October 30, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about February 25, 1944, by the Stein-Hall Manufacturing Co., from Hawthorne, Ill.

PRODUCT: 52 100-pound bags of Lacedex at St. Louis, Mo.

LABEL, IN PART: "Hallmark Lacedex SH."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of weevils and cast skins.

Disposition: December 9, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold, under the direction of the Federal Security Agency, to be denatured and used for purposes other than human consumption.

7441. Adulteration of a cereal product (malted grain). U. S. v. 200 Bags of Cereal Product. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13946. Sample No. 75415-F.)

LIBEL FILED: October 11, 1944, Western District of New York.

ALLEGED SHIPMENT: On or about August 14, 1944, by the Houston Milling Co., Inc., from Houston, Tex.

PRODUCT: 200 100-pound bags of a cereal product, at Buffalo, N. Y.

LABEL, IN PART: "Arrow Degerminated XX Malt Adjunct."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of beetles and larvae.

DISPOSITION: October 31, 1944. The Van Buren Products Co., Buffalo, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for denaturing, fumigating, and mixing for use as animal feed, under the supervision of the Food and Drug Administration.

7442. Adulteration of corn grits. U. S. v. 1,000 Bags and 1,500 Bags of Corn Grits. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 14514, 14530. Sample Nos. 89751-F, 90111-F.)

LIBELS FILED: November 24 and 27, 1944, Eastern Districts of Missouri and Illinois.

ALLEGED SHIPMENT: On or about March 30 and September 15 and 29, 1944, by the Charles A. Krause Milling Co., from Milwaukee, Wis.

PRODUCT: 1,000 100-pound bags of corn grits at St. Louis, Mo., and 1,500 100-pound bags of corn grits at East St. Louis, Ill.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of weevils, larvae, beetles, and webbing.

DISPOSITION: On or about December 5 and 15, 1944. The Lemp Brewing Co., claimant for the lot at East St. Louis, and the Dixie Mills Co., claimant for the lot at St. Louis, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond for conversion into animal feed, under the supervision of a representative of the Federal Security Agency.