

7939. Adulteration of bread. U. S. v. Vernon R. Lewis (Aunt Betty Baking Co.). Plea of guilty. Fine, \$100. Imposition of jail sentence suspended for 1 year, and defendant placed on probation. (F. D. C. No. 14239. Sample No. 60892-F.)

INFORMATION FILED: December 29, 1944, Eastern District of Texas, against Vernon R. Lewis, trading as the Aunt Betty Baking Co., Texarkana, Tex.

ALLEGED SHIPMENT: On or about May 1, 1944, from the State of Texas into the State of Arkansas.

LABEL, IN PART: "Aunt Betty Bread."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments, a mite, and a rodent hair; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 15, 1945. A plea of guilty having been entered, the defendant was fined \$100. Imposition of jail sentence was suspended for 1 year, and the defendant was placed on probation.

7940. Adulteration of bread. U. S. v. Barbara Ann Baking Co., Ltd. Plea of nolo contendere. Fine, \$500 on count 1; sentence suspended on second count for a period of 2 years. (F. D. C. No. 12618. Sample Nos. 54329-F, 54345-F.)

INFORMATION FILED: November 24, 1944, Southern District of California, against the Barbara Ann Baking Co., Ltd., a corporation, Los Angeles, Calif.

ALLEGED SHIPMENT: On or about March 30 and April 19, 1944, from the State of California into the State of Arizona.

LABEL, IN PART: (Portion) "Barbara Ann Enriched Bread."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs and fragments resembling rodent hairs; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 15, 1945. A plea of nolo contendere having been entered on behalf of the defendant, a fine of \$500 on count 1 was imposed. Sentence was suspended on count 2 for a period of 2 years, conditioned that the defendant not violate any Federal or State laws.

7941. Adulteration of bread. U. S. v. Interstate Bakeries Corporation. Plea of nolo contendere. Fine, \$500 on count 1; sentence suspended on 2 other counts for a period of 2 years. (F. D. C. No. 12617. Sample Nos. 13743-F, 39556-F, 39683-F.)

INFORMATION FILED: On November 24, 1944, in the Southern District of California against the Interstate Bakeries Corporation, Los Angeles, Calif.

ALLEGED SHIPMENT: Between the approximate dates of April 6 and 21, 1944, from the State of California into the State of Arizona.

LABEL, IN PART: "Log Cabin Butter-Nut * * * Sliced Bread White Enriched * * * Log Cabin Bread Co. Los Angeles, Calif.," or "Weber's White Sliced Bread Lone Ranger."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect parts, rodent hair fragments, hair fragments resembling rodent hair, and a feather barbule; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 15, 1945. A plea of nolo contendere having been entered on behalf of the defendant, a fine of \$500 on 1 count was imposed. Sentence was suspended on the 2 remaining counts for a period of 2 years, conditioned that the defendant not violate any Federal or State laws.

7942. Adulteration of bread and cake. U. S. v. Purity Bread Co. Plea of guilty. Fine, \$30. (F. D. C. No. 14290. Sample Nos. 85616-F, 85619-F, 85626-F.)

INFORMATION FILED: On or about April 2, 1945, District of Montana, against the Purity Bread Co., a corporation, Billings, Mont.

ALLEGED SHIPMENT: On or about August 19, 1944, from the State of Montana into the State of Wyoming.

LABEL, IN PART: "Purity Sliced White is good Bread. Vitamin Enriched," or "Say Purity * * * Fruit Rolls [or "Jelly Rolls"]."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insect fragments, rodent hair fragments, and a feather barbule; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: April 18, 1945. A plea of guilty was entered on behalf of the defendant, and the court imposed a fine of \$30.

7943. Adulteration of bread and rolls. U. S. v. Fisher Baking Co. Plea of guilty. Fine, \$200. (F. D. C. No. 14279. Sample Nos. 36580-F, 36581-F, 58037-F, 58038-F.)

INDICTMENT RETURNED: March 29, 1945, District of Utah, against the Fisher Baking Co., a corporation, Salt Lake City, Utah.

ALLEGED SHIPMENT: On or about February 7 and March 24, 1944, from the State of Utah into the States of Colorado and Nevada.

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, hairs resembling rodent hairs, and a feather barbule; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: April 6, 1945. A plea of guilty having been entered on behalf of the defendant, a fine of \$50 on each of 4 counts was imposed.

7944. Adulteration and misbranding of enriched bread. U. S. v. Midwest Bakery & Macaroni Co. (Roma Bakery). Plea of guilty. Fine, \$100 and costs. (F. D. C. No. 14217. Sample Nos. 43498-F, 66732-F.)

INFORMATION FILED: December 18, 1944, Western District of Missouri, against the Midwest Bakery & Macaroni Co., a corporation trading as the Roma Bakery, Kansas City, Mo.

ALLEGED SHIPMENT: On or about September 15, 1943, and March 22, 1944, from the State of Missouri into the State of Kansas.

LABEL, IN PART: (Wrappers) "Enriched Jumbo Bread."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin B₁, had been in whole or in part omitted, in that the article was represented to contain in each 6 ounces at least 37½ percent of the minimum daily requirement for vitamin B₁, whereas a portion contained not more than 25 percent, and the remainder contained not more than 15 percent, in each 6 ounces, of the minimum daily requirement for vitamin B₁.

Misbranding, Section 403 (a), the label statements, "Six ounces of this bread supply you with at least the following amounts or percentages of your minimum daily requirements for these essential food elements: Vitamin B₁ (37½%)," were false and misleading.

Further misbranding (portion), Section 403 (a), the label statement, "Enriched Jumbo Bread," was false and misleading in that it represented and suggested that the article contained the nutritional elements which are contained in bread made from enriched flour, i. e., not less than 1.1 milligram of vitamin B₁, not less than 0.7 milligram of riboflavin, and not less than 10 milligrams of niacin or niacin amide per pound, whereas the article contained not more than 0.29 milligram of vitamin B₁, not more than 0.43 milligram of riboflavin, and not more than 5.2 milligrams of niacin or niacin amide per pound.

DISPOSITION: January 5, 1945. A plea of guilty having been entered on behalf of the defendant, a fine of \$25 on each count, a total of \$100 plus costs, was imposed.

7945. Adulteration and misbranding of bread and rolls. U. S. v. Spengler's Bakery Co. Plea of guilty. Fine, \$50. (F. D. C. No. 14258. Sample Nos. 30089-F, 71720-F, 71722-F, 71727-F.)

INFORMATION FILED: January 18, 1945, District of Idaho, against Spengler's Bakery Co., a corporation, Lewiston, Idaho.

ALLEGED SHIPMENT: On or about May 12, 14, and 16, 1944, from the State of Idaho into the State of Washington.

LABEL, IN PART: "Pan Rolls * * * Spenglers," or "Butter-Nut 1½ Lbs Sliced White Bread."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the rolls consisted in whole or in part of filthy substances by reason of the presence of worm