ALLEGED SHIPMENT: On or about August 23, 1944, by the Miner-Hillard Milling Co., from Wilkes-Barre, Pa.

PRODUCT: 600 bags, each containing 100 pounds, of corn grits at Brooklyn, N. Y.

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, insect fragments, rodent excreta fragments, and rodent hair fragments.

DISPOSITION: March 12, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8332. Adulteration of corn meal. U. S. v. 117 Bags of Corn Meal. Default decree of condemnation. Product ordered denatured and donated to a charitable institution, for use as animal feed. (F. D. C. No. 14802. Sample No. 96882-F.)

LIBEL FILED: On or about December 27, 1945, Southern District of Mississippi.

ALLEGED SHIPMENT: On or about October 31 and November 14, 1944, by the Shawnee Milling Co., from Shawnee, Okla.

PRODUCT: 117 10-pound bags of corn meal at Vicksburg, Miss.

LABEL, IN PART: "Snowdrift Cream Meal Kiln Dried."

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 insect fragments, rodent hairs, and rodent excreta.

DISPOSITION: May 22, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered denatured and donated to a charitable institution, for use as animal feed.

8333. Adulteration of cracker meal. U. S. v. 74 Boxes of Cracker Meal. Default decree of condemnation and destruction. (F. D. C. No. 15054. Sample No. 2201-H.)

LIBEL FILED: January 19, 1945, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about December 27, 1944, by B. C. Friedman & Sons, Inc., from Philadelphia, Pa.

PRODUCT: 74 boxes, each containing 25 pounds, of cracker meal at Norfolk, Va.

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 hair fragments and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: March 7, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8334. Misbranding of enriched farina. U. S. v. 30 Cases of Farina. Default decree of condemnation. Product ordered delivered to a charitable institution or destroyed. (F. D. C. No. 14716. Sample No. 90106-F.)

LIBEL FILED: December 8, 1944, Southern District of Iowa.

ALLEGED SHIPMENT: On or about September 24 and November 9, 1943, by Omar, Inc., from Omaha, Nebr.

PRODUCT: 30 cases, each containing 18 1-pound, 12-ounce boxes, of farina at Burlington, Iowa.

LABEL, IN PART: "Omar Vitamin Rich Farina."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the label designation "Vitamin Rich" was false and misleading since the article was not rich in vitamins; and, Section 403 (g) (1), the article purported to be enriched farina, but it failed to conform to the definition and standard for that food, since the definition and standard requires that enriched farina shall contain in each pound not less than 1.66 milligrams of thiamine (vitamin B_1), and not less than 6.0 milligrams of iron, whereas the article contained approximately 0.15 milligram of thiamine and 2.6 milligrams of iron per pound.

DISPOSITION: February 26, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution or destroyed.

8335. Adulteration of rolled oats. U. S. v. 34 Bags of Rolled Oats. Default decree of condemnation and destruction. (F. D. C. No. 15145. Sample No. 715-H.)

LIBEL FILED: February 6, 1945, Northern District of Georgia.

ALLEGED SHIPMENT: Between the approximate dates of September 15 and November 28, 1944, from Cedar Rapids, Iowa.

PRODUCT: 34 100-pound bags of rolled oats at Atlanta, Ga., in the possession of the Brown-Rogers-Dixson Co. This product had been stored under insanitary conditions after shipment. The bags had been rodent-gnawed, and rodent pellets and urine stains were observed on them. Examination showed that the product contained rodent excreta.

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 might have become contaminated with filth.

DISPOSITION: April 30, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8336. Adulteration of popcorn. U. S. v. 400 Bags of Popcorn. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 14157. Sample No. 79747–F.)

LIBEL FILED: On or about November 8, 1944, Western District of Missouri.

ALLEGED SHIPMENT: On or about October 17, 1944, from Roanoke, Va., by the Roanoke Public Warehouse, for Manley, Inc., of North Kansas City, Mo.

PRODUCT: 400 100-pound bags of popcorn at North Kansas City, Mo.

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 larvae, pupae, and rodent excreta; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: December 12, 1944. Manley, Inc., having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was cleaned, and the portion found to be unfit for human consumption was denatured.

8337. Adulteration of rice. U. S. v. 515 Bags of Rice. Default decree of condemnation. Product ordered delivered to a Federal institution. (F. D. C. No. 15142. Sample No. 63923–F.)

LIBEL FILED: February 17, 1945, Southern District of Florida.

ALLEGED SHIPMENT: On or about September 9, 1944, by V. Markovitz, from the Douglas Shipside Storage Corporation, New Orleans, La.

PRODUCT: 515 100-pound bags of rice at Jacksonville, Fla.

LABEL, IN PART: (Bags) "Rice * * * Levy Rice Milling Co., Inc., New Orleans, La."

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, insect fragments, and rodent urine.

DISPOSITION: April 9, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a Federal institution, for use as animal or poultry feed.

CHOCOLATE, SUGARS, AND RELATED PRODUCTS*

CANDY**

8338. Adulteration of candy and cookies. U. S. v. R. Zatal Foods, Inc., and Israel Zatal and David Zatal. Pleas of guilty; fine of $500 against all defendants jointly and severally on count 1, plus sentence on count 1 of 30 days in jail imposed upon both Israel and David Zatal; sentence suspended on remaining counts, and Israel and David Zatal placed on probation. (F. D. C. No. 14270. Sample Nos. 52521–F, 57087–F, 75625–F, 80770–F.)

INFORMATION FILED: April 23, 1945, Southern District of New York, against R. Zatal Foods, Inc., New York, N. Y., and Israel Zatal and David Zatal, treasurer and secretary, respectively, of the corporation.

ALLEGED SHIPMENT: Between the approximate dates of March 10 and July 15, 1944, from the State of New York into the States of Massachusetts, New Jersey, Pennsylvania, and Missouri.

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*See also No. 8492.
**See also Nos. 8490, 8491, 8498, 8500.