

PRODUCT: 16 100-pound bags of whole wheat flour and 64 100-pound bags of grits at Wilmington, Del.

LABEL, IN PART: "Soft White Whole Wheat Flour," or "Ground Milo-Kafir Guaranteed by Philip H. Postel Milling Company Mascoutah, Illinois."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of beetles and larvae in the whole wheat flour and rodent hairs, larvae, and insect parts in the grits.

DISPOSITION: November 16, 1945. The consignee having consented to the entry of decrees, and a State hospital having requested the products for use as animal feed, judgments of condemnation were entered and the products were ordered delivered to the hospital.

9444. Adulteration and misbranding of enriched flour. U. S. v. 1,875 Bags of Enriched Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17607. Sample No. 11667-H.)

LIBEL FILED: October 2, 1945, District of Maine.

ALLEGED SHIPMENT: On or about August 16, 1945, by the Hardesty Milling Co., from Dover, Ohio.

PRODUCT: 1,875 25-pound bags of enriched flour at Rockland, Maine.

LABEL, IN PART: "Enriched with Vitamins and Iron * * * Peerless Bleached Patent Flour."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, vitamin B₁ and iron, had been in part omitted from the article.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard, which prescribes that enriched flour shall contain not less than 2.0 milligrams of vitamin B₁ and not less than 13.0 milligrams of iron per pound, since it contained approximately only 1.14 milligrams of vitamin B₁ and 9.97 milligrams of iron per pound.

DISPOSITION: January 22, 1946. The Hardesty Milling Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be reprocessed so as to bring it into compliance with the law, under the supervision of the Federal Security Agency.

9445. Adulteration and misbranding of enriched flour. U. S. v. 160 Bags, 800 Bags, and 600 Bags of Enriched Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18542. Sample Nos. 16156-H to 16158-H, incl.)

LIBEL FILED: December 6, 1945, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about July 31 and August 14, 1945, by the Rodney Milling Co., from Kansas City, Mo.

PRODUCT: 960 25-pound bags and 600 bags of enriched flour at Bay City, Mich.

LABEL, IN PART: "Enriched * * * Truworth Flour Short Patent Bleached," "Enriched * * * K. B. Flour Bleached Short Patent," or "Enriched Big Master Flour Short Patent Bleached."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, thiamine (vitamin B₁), had been in part omitted.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for enriched flour since the definition and standard requires that enriched flour shall contain, in each pound, not less than 2.0 milligrams of thiamine, and the product contained less than that amount per pound.

DISPOSITION: March 16, 1946. The Rodney Milling Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be reprocessed to the required vitamin content, under the supervision of the Food and Drug Administration.

9446. Adulteration and misbranding of enriched flour. U. S. v. 58 Bales of Enriched Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17608. Sample No. 11665-H.)

LIBEL FILED: October 2, 1945, District of Maine.

ALLEGED SHIPMENT: On or about August 4, 1945, by the Gwinn Milling Co., from Columbus, Ohio.

PRODUCT: 58 bales, each containing 10 5-pound bags, of enriched flour at Bath, Maine.

LABEL, IN PART: "Enriched Flour * * * Bleached * * * Gwinn's Jefferson Flour."

NATURE OF CHARGE:—Adulteration, Section 402 (b) (1), valuable constituents, vitamin B₁ and iron, had been in part omitted from the article.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard for enriched flour since it contained approximately 0.28 milligram of vitamin B₁ and 4.05 milligrams of iron per pound, whereas the standard requires not less than 2.0 milligrams of vitamin B₁ and not less than 13.0 milligrams of iron per pound.

DISPOSITION: February 28, 1946. The Gwinn Milling Co., claimant, having consented to the entry of a decree, 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 Federal Security Agency.

9447. Adulteration and misbranding of enriched flour. U. S. v. 86 Bags of Enriched Flour. Default decree of condemnation. Product ordered delivered to a charitable institution. (F. D. C. No. 18380-A. Sample No. 24762-H.)

LABEL FILED: On or about November 27, 1945, Northern District of Texas.

ALLEGED SHIPMENT: On or about October 2, 1945, by the Hacker Flour Mills, from Jefferson, Okla.

PRODUCT: 57 25-pound bags and 29 50-pound bags of enriched flour at Greenville, Tex.

LABEL, IN PART: "Enriched Flour Hope Chest Quality Family Flour Bleached."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, thiamine (vitamin B₁) and iron, had been in part omitted from the article.

Misbranding; Section 403 (g) (1), the article failed to conform to the definition and standard of identity prescribed by the regulation for enriched flour since it contained approximately 1.52 milligrams of thiamine and 11.2 milligrams of iron per pound, whereas the definition and standard requires that the article contain not less than 2.0 milligrams of thiamine and not less than 13.0 milligrams of iron per pound.

DISPOSITION: January 7, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

9448. Adulteration and misbranding of enriched plain flour and enriched phosphated flour. U. S. v. Tex-O-Kan Flour Mills Co. (Burrus Mill and Elevator Co.). Plea of guilty. Fine, \$100. (F. D. C. No. 16556. Sample Nos. 61618-F, 62049-F, 62197-F.)

INFORMATION FILED: October 30, 1945, Northern District of Texas, against the Tex-O-Kan Flour Mills Co., a corporation, trading as the Burrus Mill and Elevator Co., Fort Worth, Tex.

ALLEGED SHIPMENT: On or about April 24, September 11, and November 3, 1944, from the State of Texas into the State of Louisiana.

LABEL, IN PART: "Enriched * * * White Dove Flour," or "Enriched * * * Phosphated Light Crust Bleached Flour."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, thiamine (vitamin B₁), in all shipments, and riboflavin, niacin, and iron, in one of the shipments; had been in part omitted from the article.

Misbranding, Section 403 (a), the statement, "Enriched 10 oz. of enriched flour contain not less than the following proportions of the minimum daily requirements of Vitamin B₁ (thiamine) 100%, and iron 37%, and 3.75 mg. of niacin," appearing on the label of one shipment of the article, was false and misleading since it represented and suggested that the article contained, per pound, the nutritional substances in the amounts prescribed by the regulations for enriched flour; and that 10 ounces of the article contained not less than 100 percent of the minimum daily requirement of the body for thiamine, whereas the article contained, per pound, lesser amounts of those nutritional substances than the minimum amounts required by the regulations, and 10 ounces of the article contained less than 100 percent of the minimum daily requirement of