ALLEGED VIOLATION: Between 8–20–58 and 9–30–58, the defendant caused a quantity of flour, while held for sale after shipment in interstate commerce, to be held in a building that was accessible to insects, rodents, and birds and to be exposed to contamination by insects, rodents, and birds which act resulted in the article being adulterated.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 1–11–60. $100 fine.

26308. Flour. (F.D.C. No. 43625. S. No. 73–005 P.)

QUANTITY: 229 100-lb bags at Elizabeth, N.J.

SHIPPED: 8–20–59, from Buffalo, N.Y.

LIBELED: 11–6–59, Dist. N.J.

CHARGE: 402(a)(3)—contained insects and insect parts while held for sale.

DISPOSITION: 1–20–60. Default—destruction.

26309. Flour. (F.D.C. No. 44047. S. No. 75–672 P.)

QUANTITY: 162 25-lb. bags at Fort Smith, Ark., in possession of Griffin Grocery Co.

SHIPPED: 11–24–59, from Winfield, Kans.

LIBELED: 1–28–60, W. Dist. Ark.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 3–9–60. Default—delivered to a charitable institution for use as animal feed.

26310. Flour. (F.D.C. No. 44206. S. No. 96–917 P.)

QUANTITY: 1,092 bales, 5 10-lb. bags each, at Jersey City, N.J.

SHIPPED: On or about 1–5–60, from Lemoyne, Pa.

LIBELED: 1–27–60, Dist. N.J.

CHARGE: 402(a)(3)—contained rodent urine while held for sale.

DISPOSITION: 2–9–60. Consent—claimed by Pennsylvania Railroad Co., New York, N.Y. Segregated; 395 bales denatured.

26311. Enriched flour. (F.D.C. No. 43676. S. No. 40–239 P.)

INFORMATION FILED: 11–4–59, Dist. Utah, against Central Milling Co., Inc., Logan, Utah.

SHIPPED: 11–10–58, from Utah to California.

LABEL IN PART: (Bag) "5 lbs. Net Bleached-Enriched * * * Market Brand Flour Packed for Standard Wholesale Grocery Co. Oakland, California."

CHARGE: 403(a)—the label statements "8 Ozs. of Enriched Flour Supply Not Less Than the Following Proportions of the Minimum Daily Requirements of: Thiamine, 100%; Riboflavin, 50%; Niacin, 80%; and Iron, 65%. Thiamine, Riboflavin and Niacin are B Vitamins" were false and misleading since 8 ounces of the article contained less than the above stated proportions of the minimum daily requirement for thiamin, riboflavin, niacin, and iron; and 403(g)(1)—the article failed to conform to the definition and standard of identity for enriched flour since it contained per pound less than 2.0 milli-