CHARGE: 402 (a) (2)—while held for sale, the article contained an added poisonous or deleterious substance which was unsafe within the meaning of 406 since it was a substance not required in the production of the article and could be avoided by good manufacturing practice; and 402 (a) (4)—the article was held under insanitary conditions whereby it may have become contaminated with filth or may have been rendered injurious to health.

DISPOSITION: 10–9–57. Default—destruction.

24262. Flour. (F. D. C. No. 40413. S. No. 44–555 M.)

QUANTITY: 72 100-lb. bags at Brentwood, Mo.

SHIPPED: 6–7–57 and 7–8–57, from Abilene, Kans.

LIBELED: 8–13–57, E. Dist. Mo.

CHARGE: 402 (a) (3)—contained insect larvae, insect webbing, and excreta while held for sale.

DISPOSITION: 10–1–57. Default—destruction.

24263. Flour. (F. D. C. No. 40621. S. Nos. 68–758/9 M.)

QUANTITY: 308 100-lb. bags at Brooklyn, N. Y.

SHIPPED: 6–21–57 and 7–16–57, from Minneapolis, Minn., and Wichita, Kans.

LIBELED: 9–12–57, E. Dist. N. Y.

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

DISPOSITION: 10–1–57. Consent—claimed by General Mills, Inc., and Atkinson Milling Co., Minneapolis, Minn., and denatured for use as animal feed.

24264. Flour. (F. D. C. No. 40559. S. No. 68–756 M.)

QUANTITY: 375 100-lb. bags at Brooklyn, N. Y.

SHIPPED: 4–29–57, from Winona, Minn.

LIBELED: 8–15–57, E. Dist. N. Y.

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

DISPOSITION: 9–26–57. Consent—claimed by Bay State Milling Co., Winona, Minn., and denatured for use as animal feed.

24265. Flour. (F. D. C. No. 40620. S. No. 49–032 M.)

QUANTITY: 32 100-lb. bags at Wauconda, Ill., in possession of Lake County Cookie Co., Inc.

SHIPPED: 3–7–57, from Minneapolis, Minn.

LIBELED: 8–28–57, N. Dist. Ill.

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

DISPOSITION: On 9–25–57, a default decree of condemnation and destruction was entered. On 12–13–57, the United States Attorney filed a petition for a rule upon Jim King to show cause why he should not be punished for contempt of court with respect to the removal and conversion of the condemned flour in violation of the terms of the decree, which ordered that the flour be destroyed by the United States Marshal. The matter came on for hearing and on 2–13–57, King was found guilty and fined $50.

24266. Flour. (F. D. C. No. 40389. S. Nos. 56–522/3 M.)

QUANTITY: 17 50-lb. bags and 3 100-lb. bags at Grand Rapids, Minn.

SHIPPED: 2–4–57 and 5–24–57 from Grand Forks, N. Dak.