

9207. Adulteration of bread. U. S. v. Royal Baking Co., George Mueller, and Gus Drechsel. Pleas of guilty. Total fines, \$100. (F. D. C. No. 18592. Sample Nos. 25525-H, 25526-H, 25530-H, 25531-H.)

INFORMATION FILED: January 18, 1946, District of Utah, against the Royal Baking Co., a corporation, Salt Lake City, Utah, George Mueller, president, and Gus Drechsel, general manager, of the corporation.

ALLEGED SHIPMENT: On or about April 6 and 16, 1945, from the State of Utah into the States of Nevada and Wyoming.

LABEL, IN PART: "Royal Cracked Wheat [or "Rye," "Fine White," or "Wheat"] Bread."

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

DISPOSITION: February 1, 1946. Pleas of guilty having been entered on behalf of the defendants, the corporation was fined \$50, and George Mueller and Gus Drechsel were each fined \$25.

9208. Adulteration of bread. U. S. v. M. Kautz Baking Co., and Roy F. Kautz, Sr., and Charles H. Kautz. Pleas of guilty. Fine of \$25 against each defendant. (F. D. C. No. 16623. Sample No. 18265-H.)

INFORMATION FILED: January 9, 1946, Southern District of Iowa, against the M. Kautz Baking Co., a partnership, Muscatine, Iowa, and Roy F. Kautz, Sr., and Charles H. Kautz, partners.

ALLEGED SHIPMENT: On or about July 29, 1945, from the State of Iowa into the State of Illinois.

LABEL, IN PART: "Kautz's Enriched Holsum Bread."

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

DISPOSITION: April 2, 1946. Pleas of guilty having been entered on behalf of the corporate defendant and by the individual defendants, the court imposed fines of \$25, plus costs, against each defendant.

9209. Adulteration of bakery products. U. S. v. National Biscuit Co. Plea of nolo contendere. Fine, \$1,000. (F. D. C. No. 16579. Sample Nos. 98702-F, 98707-F, 98710-F, 98718-F, 98719-F.)

INFORMATION FILED: December 11, 1945, Western District of Tennessee, against the National Biscuit Co., a corporation, Memphis, Tenn.

ALLEGED SHIPMENT: On or about November 25 and 28 and December 4 and 14, 1944, from the State of Tennessee into the State of Arkansas.

LABEL, IN PART: "Waffle Cuplets," "Nabisco Devil's Food Squares," "Nabisco Macaroni Twigs," "Sugar Honey Maid Graham Crackers," or "Nabisco Graham Crackers."

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 insects, insect larvae, insect fragments, beetles, rodent hairs, and rodent hair fragments; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: February 1, 1946. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$250 on each of the 4 counts, a total fine of \$1,000.

9210. Adulteration and misbranding of bakery products. U. S. v. American Lady Bakers. Plea of nolo contendere. Fine, \$450. (F. D. C. No. 19029. Sample Nos. 26470-H, 26475-H, 26577-H, 26655-H to 26657-H, incl.)

INFORMATION FILED: February 26, 1946, District of Colorado, against the American Lady Bakers, a partnership, Denver, Colo.

ALLEGED SHIPMENT: On or about April 3, 4, and 8, 1945, from the State of Colorado into the States of Texas, New Mexico, Wyoming, and South Dakota.

LABEL, IN PART: "American Lady * * * Pecan Nut Clusters [or "Fine Cakes," or "Cup Cakes"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence in and on it of black specks or other matter resembling charred material, caused by the use of unclean baking utensils; and, Section 402 (a) (4), it had been prepared, packed, and held under insanitary conditions whereby it may have become contaminated with filth.

Misbranding, Section 403 (a), (portion) the label statement "Pecan Nut Clusters" was false and misleading since it represented and suggested that the nut ingredient of the article consisted entirely of pecans, whereas it consisted essentially of peanuts; and, Section 403 (i) (2), its label failed to bear the common or usual name of one of the ingredients, i. e., peanuts.

DISPOSITION: April 9, 1946. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$50 on each of the 9 counts.

9211. Adulteration of cake. U. S. v. Purity Bakeries Corporation (Grennan Bakeries, Inc.). Plea of guilty. Fine, \$1,000. (F. D. C. No. 16510. Sample Nos. 23011-H to 23013-H, incl.)

INFORMATION FILED: December 11, 1945, Western District of Tennessee, against the Purity Bakeries Corporation, trading as the Grennan Bakeries, Inc., Memphis, Tenn.

ALLEGED SHIPMENT: On or about June 12, 1945, from the State of Tennessee, into the State of Arkansas.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects, insect parts, insect fragments, and feather barbules; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 15, 1946. A plea of guilty having been entered on behalf of the defendant, the court imposed fines of \$500 on count 1 and \$250 on each of counts 2 and 3, a total fine of \$1,000.

9212. Adulteration of fruit cake. U. S. v. 386 Cases of Fruit Cake. Default decree of condemnation. Product ordered delivered to a Federal institution, for use as animal feed. (F. D. C. No. 18544. Sample No. 17660-H.)

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

ALLEGED SHIPMENT: On or about July 18, 1945, by Charles Zeitz, from Philadelphia, Pa.

PRODUCT: 386 cases, each containing 12 1-pound fruit cakes, at Detroit, Mich.

LABEL, IN PART: "Pak O Gud Fruit Cake."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects and insect fragments.

DISPOSITION: January 21, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a Federal institution, for use as animal feed.

9213. Adulteration of fruit cake. U. S. v. 9 Cases of Fruit Cake. Default decree of condemnation and destruction. (F. D. C. No. 18824. Sample No. 18332-H.)

LABEL FILED: January 8, 1946, Southern District of Ohio.

ALLEGED SHIPMENT: On or about November 20, 1945, by the Gottfried Baking Co., Inc., from New York, N. Y.

PRODUCT: 9 cases, each containing 32 fruit cakes, at Cincinnati, Ohio.

LABEL, IN PART: "Gottfried Rum and Brandy Fruit Cake."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of mold.

DISPOSITION: February 27, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9214. Adulteration of fruit cake. U. S. v. 210 Cartons of Fruit Cake. Default decree of condemnation and destruction. (F. D. C. No. 18692. Sample Nos. 8331-H, 8333-H.)

LABEL FILED: December 20, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about July 26, 1945, by the Karl Baking Co., Newark, N. J.