FLOUR

16411. Adulteration of flour. U. S. v. 306 Bags, etc. (F. D. C. No. 28918. Sample Nos. 34657–K, 34658–K.)

LIBEL FILED: March 23, 1950, Southern District of California.

ALLEGED SHIPMENT: On or about November 11, 1949, from Salt Lake City, Utah.

PRODUCT: 971 100-pound bags of flour at Fresno, Calif., in possession of the Golden State Baking Co.

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 rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: July 11, 1950. The Golden State Baking Co., Fresno, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be denatured for use other than for human consumption, under the supervision of the Food and Drug Administration. The product was denatured, and a portion was used in the manufacture of paste and the remainder in the manufacture of dog food.

16412. Adulteration of flour. U. S. v. 87 Sacks * * *. (F. D. C. No. 29659. Sample No. 74468–K.)

LIBEL FILED: July 21, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about March 14, 1950, from Newton, Kans.

PRODUCT: 87 140-pound sacks of flour at New York, N. Y., in possession of the Pep Trucking Co., Inc.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of rodent pellets and rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 14, 1950. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution. for use as animal feed.

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

16413. Adulteration of Kellogg's corn flakes. U. S. v. Kellogg Co. Plea of nolo contendere. Fine, $2,000. (F. D. C. No. 28151. Sample Nos. 60847–K, 60848–K, 61244–K, 61246–K.)

INFORMATION FILED: April 24, 1950, Eastern District of Michigan, against the Kellogg Co., Battle Creek, Mich.

ALLEGED VIOLATION: On or about May 20, 1940, the defendant gave to a firm engaged in the business of shipping corn flakes in interstate commerce, at Battle Creek, Mich., a guaranty to the effect that all food products shipped or delivered to the holder of the guaranty would be neither adulterated nor misbranded under the law; and, on or about July 14 and 16, 1949, the defendant delivered under the guaranty, at Battle Creek, Mich., quantities of corn flakes that were adulterated.