

CEREALS AND CEREAL PRODUCTS**BAKERY PRODUCTS**

17501. Action to enjoin and restrain the interstate shipment of adulterated and misbranded bakery products. U. S. v. Cambridge Bakery and Clinton F. Phillips and L. Thurman Phillips. Decree for injunction entered. (Inj. No. 145.)

COMPLAINT FILED: September 11, 1946, District of Maryland, against the Cambridge Bakery, a partnership, Cambridge, Md., and Clinton F. Phillips and L. Thurman Phillips, partners.

NATURE OF CHARGE: That the defendants, since on or about June 29, 1945, to the time of filing the complaint, had been manufacturing and shipping in interstate commerce bakery products which were adulterated under Sections 402 (a) (3) and (4), in that they consisted in whole or in part of filthy substances and had been prepared, packed, and held under insanitary conditions whereby they became and were being contaminated with filth; that the defendants also had been manufacturing and shipping in interstate commerce foods which were misbranded under Sections 403 (e) (1) and (2) and Sections 403 (i) (1) and (2), in that they were in package form and failed to bear labels containing the name and address of the packer or distributor, an accurate statement of the quantity of the contents, and the common or usual name of the product; and with respect to the products which were fabricated from two or more ingredients, the labels failed to bear the common or usual name of each such ingredient.

The complaint alleged further that various investigations had been made of the defendants' place of business, during which they had been warned to remedy the defects existing in their methods of operation and to refrain from shipping adulterated or misbranded bakery products in interstate commerce, but that such warnings had been unheeded.

The complaint alleged also, on information and belief, that the defendants would continue to ship foods in interstate commerce in violation of the law unless restrained from so doing, and prayed that the court enter an order restraining such acts.

DISPOSITION: On October 11, 1946, the defendants having consented to the entry of a decree, judgment was entered ordering that the defendants and all persons acting on their behalf be enjoined and restrained from shipping, or causing to be shipped, foods and food products, more specifically bakery products, which were adulterated or misbranded in the manner alleged in the complaint.

17502. Action to enjoin and restrain the interstate shipment of adulterated cookies. U. S. v. Wesley L. Kinder (Jack's Cookie Co.). Injunction granted; subsequently dissolved. (Inj. No. 159.)

COMPLAINT FILED: January 6, 1947, Northern District of Oklahoma, against Wesley L. Kinder, doing business as Jack's Cookie Co., Vinita, Okla.

NATURE OF CHARGE: That the defendant was engaged in the business of manufacturing vanilla wafers, fig bars, oatmeal cookies, and similar products at Vinita, Okla., and that approximately one-third of these products was shipped by him in interstate commerce.

The complaint alleged that these products were adulterated within the meaning of Section 402 (a) (3), in that they contained filthy and putrid sub-