19411. Adulteration of noodles. U. S. v. Chin's Chow Mein, Inc. Plea of guilty. Fine, $300. (F. D. C. No. 32813. Sample Nos. 7331–L, 7332–L.)

INFORMATION FILED: August 29, 1952, Northern District of Ohio, against Chin's Chow Mein, Inc., Cleveland, Ohio.

ALLEGED SHIPMENT: On or about April 4 and 9, 1952, from the State of Ohio into the State of Pennsylvania.

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

DISPOSITION: September 26, 1952. A plea of guilty having been entered, the court fined the defendant $300.

19412. Adulteration and misbranding of egg noodles. U. S. v. 100 Cases * * *. (F. D. C. No. 33630. Sample No. 14248–L.)

LIBEL FILED: August 7, 1952, District of Colorado.

ALLEGED SHIPMENT: On or about June 10, 1952, by the Gooch Food Products, from Lincoln, Nebr.

PRODUCT: 100 cases, each containing 12 12-ounce packages, of egg noodles at Denver, Colo.

LABEL, IN PART: "Marco Pure Egg Noodles."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, egg yolk, had been in part omitted from the article.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for noodles since the total solids of the article contained less than 5.5 percent by weight of solids of egg yolk, the minimum permitted by the definition and standard.

DISPOSITION: October 13, 1952. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution, for human consumption.

MISCELLANEOUS CEREALS

19413. Adulteration of corn. U. S. v. 135,070 Pounds * * *. (F. D. C. No. 33543. Sample Nos. 41772–L to 41774–L, incl.)

LIBEL FILED: August 21, 1952, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 4, 1952, from Bordentown, N. J. This was a return shipment.

PRODUCT: 135,070 pounds of corn at Philadelphia, Pa. Examination showed that the bottom 1/10 of each of the three cars consisted of sour, moldy, and musty corn.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article was unfit for food by reason of the presence of sour, moldy, and musty corn.

DISPOSITION: November 24, 1952. The Pennsylvania Railroad Co., 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, conditioned that it be denatured. It was disposed of for use as cattle feed.