

facturer, packer, or distributor, and an accurate statement of the quantity of the contents; and, Section 403 (i) (2), it was fabricated from two or more ingredients, and it failed to bear a label containing the common or usual name of each such ingredient.

DISPOSITION: April 24, 1953. Default decree of condemnation. The court ordered that the product be delivered to a State institution.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCT

20310. Adulteration and misbranding of enriched bread. U. S. v. Walla Walla Baking Co. Plea of guilty. Fine, \$350. (F. D. C. No. 34318. Sample Nos. 30590-L, 30611-L to 30616-L, incl.)

INFORMATION FILED: March 12, 1953, Eastern District of Washington, against the Walla Walla Baking Co., a corporation, Walla Walla, Wash.

ALLEGED SHIPMENT: On or about May 29 and 31, 1952, from the State of Washington into the State of Oregon.

LABEL, IN PART: "Adams' Master White Sliced Enriched Bread."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), portions of the article consisted in part of filthy substances by reason of the presence of insects and insect fragments; and, Section 402 (a) (4), portions of the article had been prepared, packed, and held under insanitary conditions whereby they may have become contaminated with filth.

Misbranding, Section 403 (a), certain statements on the label of a portion of the article were false and misleading. The statements represented and suggested that one-half pound of the article would provide at least the following amounts and percentages of the minimum daily requirements of essential food substances: thiamine (vitamin B₁) 55 percent; riboflavin (vitamin B₂) 17.5 percent; niacin 5 milligrams; and iron 40 percent. One-half pound of the article would provide less than those percentages and amounts of thiamine, riboflavin, niacin, and iron.

DISPOSITION: July 13, 1953. The defendant having entered a plea of guilty, the court fined it \$350.

CORNMEAL

20311. Adulteration of cornmeal. U. S. v. D. L. Morris Milling Co., Inc., and Dick L. Morris. Pleas of nolo contendere. Fine of \$400, plus costs, against corporation. Sentence against individual suspended for 60 days; charges against individual subsequently dismissed. (F. D. C. No. 34359. Sample Nos. 62123-L, 62126-L, 62130-L, 62131-L.)

INFORMATION FILED: May 5, 1953, Western District of Missouri, against D. L. Morris Milling Co., Inc., Ritchey, Mo., and Dick L. Morris, president of the corporation.

ALLEGED SHIPMENT: On or about September 2, 5, and 16, 1952, from the State of Missouri into the State of Arkansas.

LABEL, IN PART: "The Shoal Creek Mills Fresh White Corn Meal Manufactured By The D. L. Morris Milling Co. Inc., Ritchey, Missouri 25 Lbs." and "5 Lbs. The Honey Creek Mill White Corn Meal D. L. Morris Milling Co. Southwest City, Missouri."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of rodent excreta.

DISPOSITION: June 12, 1953. The defendants having entered pleas of nolo contendere, the court fined the corporation \$400, plus costs, and suspended sentence against the individual for 60 days pending reinspection of the mill. On September 4, 1953, upon the basis of a showing that the individual had decided to go out of the milling business, the court dismissed the charges against the individual.

FLOUR

20312. Adulteration of flour. U. S. v. 214 Bags * * *. (F. D. C. No. 34915. Sample No. 14326-L.)

LIBEL FILED: March 27, 1953, District of New Mexico.

ALLEGED SHIPMENT: On or about January 31, 1953, from Lamar, Colo.

PRODUCT: 214 25-pound bags of flour at Gallup, N. Mex., in the possession of the Gallup Mercantile Co.

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

DISPOSITION: April 28, 1953. The Gallup Mercantile Co. having appeared as claimant, judgment of condemnation was entered and the court ordered that the product be released under bond to be denatured for use as livestock feed, under the supervision of the Department of Health, Education, and Welfare.

MISCELLANEOUS CEREALS

20313. Adulteration and misbranding of pulverized white oats. U. S. v. Flambeau Milling Co. and Frank Rabenowich. Pleas of not guilty. Tried to the court. Verdicts of guilty against corporation and not guilty against individual. Fine of \$1,000, plus costs, against corporation. (F. D. C. No. 31590. Sample Nos. 198-L, 4272-L.)

INFORMATION FILED: March 27, 1952, Western District of Wisconsin, against the Flambeau Milling Co., a corporation, Phillips, Wis., and Frank Rabenowich, vice president of the corporation.

ALLEGED SHIPMENT: On or about March 16 and 23, 1951, from the State of Wisconsin into the States of Maryland and Virginia.

LABEL, IN PART: (Tags attached to bags) "Pulverized White Oats * * * Manufactured and Packed By Flambeau Milling Co. Phillips, Wis."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a wheat product in one shipment of the article and a ground wheat product, white beans, weed seeds, barley, and other grains in the other shipment of the article had been substituted in part for pulverized white oats; and, Section 402 (b) (4), a wheat product in one shipment of the article and a ground wheat product, white beans, weed seeds, barley, and other grains in the other shipment of the article had been added to the article and mixed and packed with it so as to increase its bulk and weight, reduce its quality, and make it appear better or of greater value than it was.

Misbranding, Section 403 (a), the label statement "Pulverized White Oats" was false and misleading.