DISPOSITION: March 12, 1954. Default decree of condemnation and destruction.

21312. Adulteration of flour and doughnut mix. U. S. v. 32 Bags, etc. (F. D. C. No. 36020. Sample Nos. 59400–L to 59402–L, incl.)

LIBEL FILED: November 17, 1953, Eastern District of South Carolina.

ALLEGED SHIPMENT: On or about June 16 and July 24, 1953, from Springfield, Ill.

PRODUCT: 38 100-pound bags of flour and 14 100-pound bags of doughnut mix at Conway, S. C.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of insects. The articles were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: February 2, 1954. The Carolina Wholesale Co., Conway, S. C., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the products be released under bond for denaturing and converting into animal feed, under the supervision of the Department of Health, Education, and Welfare.

21313. Adulteration and misbranding of enriched flour. U. S. v. Virgil H. Burchett (Pembroke Roller Mills). Plea of guilty. Fine of $1,500, plus costs. (F. D. C. No. 35754. Sample No. 70617–L.)

INFORMATION FILED: December 15, 1953, Western District of Kentucky, against Virgil H. Burchett, trading as Pembroke Roller Mills, Pembroke, Ky.

ALLEGED SHIPMENT: On or about June 2, 1953, from the State of Kentucky into the State of Tennessee.

LABEL, IN PART: (Bag) "Enriched * * * Bleached Calcium Phosphate Added Pembroke Roller Mills Fancy Patent Flour."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, vitamin B_1, riboflavin, iron, and niacin, had been in part omitted and abstracted from the article.

Misbranding, Section 403 (a), the label statement "8 ounces of this Enriched Flour contain not less than the following proportions of the minimum daily requirements of Vitamin B_1 100%, Riboflavin 30%, Iron 65% * * * and 8 mgs. of Niacin" was false and misleading since 8 ounces of the article contained less than such proportions of the minimum daily requirements of the body for vitamin B_1, riboflavin, and iron, and less than 8 milligrams of niacin.

Further misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for enriched flour since it contained, per pound, less than 2.0 milligrams of thiamine (vitamin B_1), less than 1.2 milligrams of riboflavin, less than 13.0 milligrams of iron, and less than 16.0 milligrams of niacin.

DISPOSITION: April 20, 1954. The defendant having entered a plea of guilty, the court imposed a fine of $1,500, plus costs.

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS*

21314. Adulteration of rice. U. S. v. 57 Bags * * *. (F. D. C. No. 35701. Sample No. 59397–L.)

LIBEL FILED: October 9, 1953, Southern District of Georgia.

*See also Nos. 21311, 21312.