ALLEGED VIOLATION: Between 6–9–54 and 9–23–54, while quantities of caramel malt (count 1) and standard malt (count 2) were being held for sale, the defendants caused the products to be placed in a building that was accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the products being adulterated.

CHARGE: 402 (a) (3)—contained rodent urine and rodent excreta; and, 402 (a) (4)—held under insanitary conditions.

PLEA: Corporation—guilty to both counts; individual—guilty to count 2, but count 1 nol-prossed as to individual.

DISPOSITION: 4–25–55. Corporation fined $200, plus costs; individual, $100, plus costs.

22238. Malt. (F. D. C. No. 37686. S. No. 8–503 M.)

QUANTITY: 10 80-lb. bags at Tulsa, Okla., in possession of Griffin Grocery Co.

SHIPPED: Prior to 1–1–55, from Milwaukee, Wis.

LIBELED: 3–2–55, N. Dist. Okla.

CHARGE: 402 (a) (3)—contained rodent excreta; and, 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 3–22–55. Default—destruction.

22239. Unpopped popcorn and pancake and waffle mix. (F. D. C. No. 37826. S. Nos. 90–502 L, 8–341 M.)

INFORMATION FILED: 3–30–55, Dist. Kans., against Mid-Quin Wholesale Grocery & Produce Co., a corporation, Junction City, Kans., and Lawrence A. Leonard, president.

ALLEGED VIOLATION: Between 8–28–54 and 11–23–54, while quantities of the above-named foods were being held for sale after shipment in interstate commerce, the defendants caused the products to be placed in a building that was accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the products being adulterated.

CHARGE: 402 (a) (3)—contained rodent excreta; and, 402 (a) (4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 4–26–55. $50 fine, plus costs, against defendants jointly.

22240. Unpopped popcorn. (F. D. C. No. 37814. S. No. 4–408 M.)

QUANTITY: 125 100-lb. bags at Buffalo, N. Y.

SHIPPED: 2–12–55, from Columbus, Ohio.

LIBELED: 3–14–55, W. Dist. N. Y.

CHARGE: 402 (a) (3)—contained rodent excreta and insects while held for sale.

DISPOSITION: 5–2–55. Default—consumption by animals.

22241. Unpopped popcorn. (F. D. C. No. 37688. S. No. 18–203 M.)

QUANTITY: 19 100-lb. bags at Bronx, N. Y., in possession of Grossmac Trucking & Warehousing Corp.

SHIPPED: 10–30–54, from Princeton, Ind.

LIBELED: 3–7–55, S. Dist. N. Y.