

CHARGE: 402(a) (2)—the article was a raw agricultural commodity and, when shipped, contained a pesticide chemical, namely, a mercurial compound, which is unsafe within the meaning of 408 since no tolerance or exemption from requirement of a tolerance for such pesticide chemical on wheat has been prescribed by regulations.

DISPOSITION: 9-9-58. Consent—claimed by S. F. Ware and Co., Goldsboro, N.C., and converted into seed wheat.

25174. Wheat. (F.D.C. No. 42057. S. No. 41-780 P.)

QUANTITY: 110,000 lbs. at Spokane, Wash.

SHIPPED: 6-27-58, from Hysham, Mont., by Zent Elevator Co.

LIBELED: 7-18-58, E. Dist. Wash.

CHARGE: 402(a) (3)—contained rodent pellets when shipped.

DISPOSITION: 10-2-58. Consent—claimed by McCabe Co., Spokane, Wash. Segregated; 2,000 lbs. ground for animal feed.

25175. Wheat. (F.D.C. No. 42132. S. No. 22-340 P.)

QUANTITY: 110,250 lbs. at Kansas City, Kans.

SHIPPED: 9-24-58, from Hiawatha, Kans., to St. Joseph, Mo., then to Kansas City, Mo., and from there to Kansas City, Kans., by Wolfe Feed & Grain Co.

LIBELED: 10-7-58, Dist. Kans.

CHARGE: 402(a) (3)—contained rodent pellets when shipped; and 402(a) (4)—held under insanitary conditions prior to shipment.

DISPOSITION: 10-13-58. Consent—claimed by W. S. Geiger Commission Co., St. Joseph, Mo. Segregated; 5,490 lbs. denatured.

25176. Rice and sugar. (F.D.C. No. 41190. S. Nos. 80-234/6 M.)

INFORMATION FILED: 4-24-58, Dist. S. Dak., against Madison Grocery Co., Madison, S. Dak., and Merle E. George, manager of the corporation's warehouse.

ALLEGED VIOLATION: Between 9-16-57 and 11-12-57, the defendants caused quantities of rice and sugar, while held for sale after shipment in interstate commerce, to be placed in a building accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the articles being adulterated.

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

PLEA: Guilty.

DISPOSITION: 6-5-58. Corporation—\$150 fine; individual—\$75 fine.

25177. Rice. (F.D.C. No. 42009. S. No. 2-999 P.)

QUANTITY: 36 25-lb. bags at Jacksonville, Fla.

SHIPPED: 6-11-58 and 7-11-58, from Abbeville, La.

LIBELED: 9-2-58, S. Dist. Fla.

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

DISPOSITION: 9-26-58. Default—destruction.

25178. Rice and flour. (F.D.C. No. 41966. S. Nos. 1-828 P, 1-830/2 P.)

QUANTITY: 201 10-lb. bags and 68 25-lb. bags of rice, and 120 25-lb. bags of flour at Sumter, S.C., in possession of Crosswell & Co., Inc.

SHIPPED: Between 4-2-58 and 6-21-58, from Stuttgart, Ark., and Durham, N.C.

LIBELED: 8-12-58, E. Dist. S.C.

CHARGE: 402(a)(3)—both articles contained rodent urine, and a portion of the rice contained bird excreta; and 402(a)(4)—both articles held under insanitary conditions.

DISPOSITION: 9-26-58. Default—consumption by animals.

25179. Rice. (F.D.C. No. 41986. S. Nos. 2-743/4 P.)

QUANTITY: 11 bales, 20 3-lb. bags each, and 7 bales, 6 10-lb. bags each, at Alma, Ga., in possession of Bacon Grocery Co.

SHIPPED: Between 1-28-58 and 6-10-58, from New Orleans, La.

LIBELED: 9-2-58, S. Dist. Ga.

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

DISPOSITION: 11-20-58. Default—delivered to a charitable institution, for use as animal feed.

25180. Rice. (F.D.C. No. 42135. S. Nos. 10-182/3 P.)

QUANTITY: 127 100-lb. bags at Buffalo, N.Y., in possession of Lederer Terminal Warehouse Co., Inc.

SHIPPED: 1-31-58, from Stuttgart, Ark.

LIBELED: 10-7-58, W. Dist. N.Y.

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

DISPOSITION: 11-26-58. Default—destruction.

25181. Parboiled milled rice. (F.D.C. No. 42048. S. No. 14-673 P.)

QUANTITY: 331 100-lb. bags at Battle Creek, Mich.

SHIPPED: 5-26-58, from Sacramento, Calif., by Rice Growers Association.

LABEL IN PART: "U.S. No. 2 California Golden Pearl Parboiled Milled Rice."

LIBELED: 7-9-58, W. Dist. Mich.

CHARGE: 402(a)(3)—the article was unfit for food as it contained wood splinters, string, and nails when shipped.

DISPOSITION: 9-16-58. Consent—claimed by General Foods Corp., Battle Creek, Mich., and converted into stock feed.

25182. Unpopped popcorn and dried navy beans. (F.D.C. No. 42087. S. Nos. 38-408/9 P.)

QUANTITY: 88 100-lb. bags of popcorn, and 56 100-lb. bags of navy beans at Little Rock, Ark., in possession of Commercial Warehouse Co.

SHIPPED: 10-20-54 and 10-1-57, from Bay Port, Mich., and St. Louis, Mo.

LIBELED: 8-15-58, E. Dist. Ark.

CHARGE: 402(a)(3)—both articles contained insects, and the beans also contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 9-15-58. Default—delivered to a public institution, for use as animal feed.