LIBELED: 4–6–59, E. Dist. N.Y.

CHARGE: 402(b)(1)—while held for sale, a valuable constituent, namely, tea, had been in whole or in part abstracted from the article; and 402(a)(3)—consisted of a substance which was unfit for food.

DISPOSITION: 5–7–59. Default—destruction.

25552. Chicory. (F.D.C. No. 42907. S. No. 57–719 P.)

QUANTITY: 10 90-lb. bags at Flushing, N.Y.

SHIPPED: 12–2–58, from Port Huron, Mich., by E. B. Muller & Co.

LABEL IN PART: "Roasted and Ground Chicory EMB E. B. Muller & Co. Port Huron, Mich. 3 X Mullers Chicory."

LIBELED: 4–6–59, E. Dist. N.Y.

CHARGE: 402(a)(3)—contained insect fragments and rodent hairs; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 5–7–59. Default—destruction.

25553. Cherry concentrate. (F.D.C. No. 42323. S. No. 31–817 P.)

QUANTITY: 37 55-gal. drums at New Brunswick, N.J.

SHIPPED: From Yugoslavia to Marlboro, N.J., and from there to New Brunswick, N.J., where the article was placed into the above-mentioned drums.

LIBELED: 12–1–58, Dist. N.J.

CHARGE: 402(a)(3)—contained fly eggs, insect fragments, and a decomposed substance when shipped.

DISPOSITION: 12–29–58. Consent—claimed by Monte Carlo Wine Industries, Ltd., New Brunswick, N.J., and converted into distilled spirits.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

25554. Bread and cookies. (F.D.C. No. 41174. S. Nos. 60–870/1 M, 60–878 M.)

INFORMATION FILED: 6–18–58, Dist. Mass., against Elm Farm Foods Co., a corporation, t/a J. B. Blood Co., Lynn, Mass.

SHIPPED: 8–21–57 and 8–22–57, from Massachusetts to Rhode Island.

LABEL IN PART: (Pkg) "SLICED HOME MADE ENRICHED BREAD HILLCREST FOOD KITCHENS LYNN, MASS. WEIGHT 1 LB. 1 OZ."; "Beehive GIANT LOAF WHITE ENRICHED BREAD FULL POUND AND ONE HALF BEEHIVE BAKERY, LYNN, MASS."; and "Beehive HERMITS WT. 12 OZ. BEEHIVE BAKERY LYNN, MASS."

CHARGE: 402(a)(3)—contained rodent hair fragments and insect parts; and 402(a)(4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 2–20–59. $100 fine.

25555. Fruit cake. (F.D.C. No. 42219. S. No. 4–811 P.)

QUANTITY: 17 ctns., 12 2-lb. tins each, and 4 ctns., 6 5-lb. tins each, at Arlington, Va.

SHIPPED: 9–9–58, from Philadelphia, Pa.

LIBELED: 10–14–58, E. Dist. Va.