DISPOSITION: November 9, 1948. Nutritional Enterprises, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be reprocessed for use as animal feed, under the supervision of the Food and Drug Administration. The cost of reprocessing having been found by the claimant to be excessive, the product was destroyed.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

13708. Adulteration of bakery products. U. S. v. North Side Bakeries, Inc., and Wolf Malinsky and Nathan E. Kaufman. Fines of $300 against each defendant on count 1; imposition of sentence suspended on counts 2 to 6, inclusive, and all defendants placed on probation for 3 years. (F. D. C. No. 25308. Sample Nos. 25378-K, 25379-K, 25397-K to 25400-K, incl.)

INFORMATION FILED: October 23, 1948, District of Minnesota, against the North Side Bakeries, Inc., a corporation, and Wolf Malinsky, president, and Nathan E. Kaufman, manager and secretary.

ALLEGED SHIPMENT: On or about June 21, 1948, from the State of Minnesota into the States of Wisconsin and Iowa.

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

DISPOSITION: December 13, 1948. Pleas of guilty having been entered, the defendants were each fined $300 on count 1; sentence was suspended on counts 2 to 6, incl.; and each defendant was placed on probation for 3 years.

13709. Adulteration of bread and buns. U. S. v. J. W. Mootz Bakery, a partnership, and John William Mootz. Pleas of guilty. Fine of $1,000 against partnership and $500 against individual. (F. D. C. No. 24505. Sample Nos. 19115-K to 19118-K, incl.)

LIBEL FILED: March 8, 1948, Southern District of Ohio, against the J. W. Mootz Bakery, a partnership, Gallipolis, Ohio, and John William Mootz, a partner.

ALLEGED SHIPMENT: On or about November 19, 1947, from the State of Ohio into the State of West Virginia.

LABEL, IN PART: "Mootz's Sandwich Buns," "Whole Wheat Bread," "Kleen-Maid Bread," or "Mootz's Sandwich Loaf."

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

DISPOSITION: April 1, 1948. Pleas of guilty having been entered, the court imposed a fine of $250 on each of the 4 counts against the partnership and a fine of $125 on each of the 4 counts against the individual.