Misbranding, Section 403 (a), the label statement "Pulverized Oats" was false and misleading as applied to a mixture of pulverized oats and limestone.

DISPOSITION: November 29, 1948. A plea of guilty having been entered, the court imposed a fine of $500.

13756. Adulteration of oatmeal. U. S. v. 9 Bags * * *. (F. D. C. No. 25042. Sample No. 6706–K.)

LIBEL FILED: July 13, 1948, Western District of New York.

ALLEGED SHIPMENT: On or about November 18, 1947, and February 13, 1948, from Akron, Ohio.

PRODUCT: 9 100-pound bags of oatmeal at Rochester, N.Y., in possession of Wegman's Food Markets, Inc.

NATURE OF CHARGE: The article was adulterated while held for sale after shipment in interstate commerce under Section 402 (a) (3), in that it consisted in whole or in part of a filthy substance by reason of the presence of rodent pellets; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 11, 1948. Default decree of condemnation and destruction.

13757. Adulteration of corn grits. U. S. v. 200 Bags * * *. (F. D. C. No. 25452. Sample No. 19761–K.)

LIBEL FILED: September 9, 1948, Southern District of Ohio.

ALLEGED SHIPMENT: On or about June 21, 1948, from Milwaukee, Wis.

PRODUCT: 200 100-pound unlabeled bags of corn grits at Reading, Ohio.

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

DISPOSITION: November 3, 1948. The Cincinnati Brewing Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be denatured and converted into hog feed, under the supervision of the Federal Security Agency.

13758. Adulteration of rice. U. S. v. 223 Sacks * * *. (F. D. C. No. 24988. Sample No. 28041–K.)

LIBEL FILED: July 2, 1948, District of Colorado.

ALLEGED SHIPMENT: On or about April 27, 1948, from Salt Lake City, Utah.

PRODUCT: 223 100–pound sacks of rice at Denver, Colo., in possession of the Universal Food Distributing Co.

NATURE OF CHARGE: The article was adulterated while held for sale after shipment in interstate commerce under Section 402 (a) (3), in that it consisted in whole or in part of a filthy substance by reason of the presence of rodent urine, rodent hairs, and rodent excreta; and, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 15, 1948. The Berger Sales Co., Denver, Colo., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, to be washed and cleaned under the supervision of the Federal Security Agency and processed into an article known as koji.