

common or usual name for barley. The article was alleged to be misbranded further in that the statement "Made From Fresh Roasted Soy Beans, Cereals and Chicory," borne on the label, was false and misleading as applied to an article which contained no chicory.

On April 22, 1943, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**4705. Adulteration of Kevo and Milk Kevo. U. S. v. 31 Cans of Milk-Kevo (and 1 additional seizure action against Milk-Kevo and Kevo). Default decrees of condemnation and destruction. (F. D. C. Nos. 7963, 8027. Sample Nos. 12111-F, 12121-F, 12122-F.)**

These products contained filth such as insects, insect fragments, larvae, and rodent-like hairs.

On July 22 and August 6, 1942, the United States attorney for the Western District of Washington filed libels against 31 15-ounce cans, 10 dozen 7-ounce cans, and 5 5-pound cans of Milk-Kevo, and 27 7-ounce cans, and 16 15-ounce cans of Kevo, at Seattle, Wash., alleging that the articles had been shipped in interstate commerce within the period from on or about July 5, 1941, to March 18, 1942, by the W-H-Y and Kevo Products, Inc., from Los Angeles and Azusa, Calif.; and charging that they were adulterated in that they consisted in whole or in part of filthy substances.

On April 27 and June 29, 1943, no claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

## CEREAL AND CEREAL PRODUCTS

### FLOUR

Nos. 4706 to 4717 report the seizure and disposition of flour that was insect- or rodent-infested, or both. Nos. 4706 to 4709 were alleged to have become infested while held under insanitary storage conditions after shipment.

**4706. Adulteration of flour. U. S. v. 40 Bags of Flour. Default decree of condemnation and destruction. (F. D. C. No. 9260. Sample Nos. 10798-F, 10799-F, 10941-F.)**

This product had been stored after shipment in an old building infested with rodents. Some of the bags had been chewed by rodents and contained urine stains. Samples of the flour were found to contain rodent pellets and rodent-type hairs.

On February 1, 1943, the United States attorney for the Northern District of California filed a libel against 40 98-pound bags of flour at Oakland, Calif., in the possession of Peter Lefevre & Co., alleging that the article had been shipped in interstate commerce within the period from on or about July 7 to October 10, 1942, from Tacoma, Wash.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance, and in that it had been held under insanitary conditions whereby it may have become contaminated with filth. The article was labeled in part: "Centennial 100% Whole Wheat [or "Pandora"] Flour."

On March 27, 1943, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**4707. Adulteration of flour. U. S. v. 12 Bales of Flour. Consent decree of condemnation. Product ordered released under bond to be disposed of in compliance with the law. (F. D. C. No. 8943. Sample No. 12432-F.)**

On December 2, 1942, the United States attorney for the Western District of Washington filed a libel against 12 bales, each containing 10 10-pound sacks, of flour at Seattle, Wash., in the possession of Schwabacher Bros. & Co., alleging that the article had been shipped in interstate commerce on or about June 15, 1942, from Billings, Mont.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance, and in that it had been held under insanitary conditions whereby it may have become contaminated with filth. The article was labeled in part: (Sacks) "Enriched Family Flour Occident Flour."

On April 14, 1943, Schwabacher Bros. & Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law under the supervision of the Food and Drug Administration. All contaminated bags were sorted out and the contents destroyed.