

DISPOSITION: August 8 and 22, 1944. No claimant having appeared, judgments of condemnation were entered. One portion of the product was ordered delivered to a Federal institution for use as feed for livestock, and the remainder was ordered destroyed.

6041. Adulteration of pastry flour. U. S. v. 250 Bags of Pastry Flour. Default decree of condemnation and destruction. (F. D. C. No. 12657. Sample No. 75826-F.)

LIBEL FILED: June 9, 1944, Western District of New York.

ALLEGED SHIPMENT: On or about July 23 and 28, 1943, from Chicago, Ill.

PRODUCT: 250 100-pound bags of pastry flour in possession of Continental Foods, Inc., Albion, N. Y.

This flour was stored under insanitary conditions after shipment. Some of the bags had been gnawed by rodents, and rodent pellets and urine stains were found on the bags. Examination showed that the product contained rodent excreta and rodent hairs.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and Section 402 (a) (4), it had been held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: July 20, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6042. Adulteration of cake flour. U. S. v. 40 Bags of Flour. Default decree of condemnation and destruction. (F. D. C. No. 12500. Sample No. 75339-F.)

LIBEL FILED: June 5, 1944, Northern District of West Virginia.

ALLEGED SHIPMENT: On or about March 23, 1944, by the Standard Milling Co., from Kansas City, Kans.

PRODUCT: Flour, 40 bags, each containing 100 pounds, at Wheeling, W. Va.

LABEL IN PART: (Bags) "Finetex Cake Flour Bleached."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects, larvae, and cast skins.

DISPOSITION: September 5, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6043. Adulteration of durum and cake flour. U. S. v. 39 Bags of Flour (and 2 other seizure actions against flour). Decrees of condemnation. Portion of product ordered released under bond to be denatured for use as poultry or livestock feed; remainder ordered destroyed. (F. D. C. No. 12865, 12877, 13008. Sample Nos. 35286-F, 60939-F, 61781-F.)

LIBELS FILED: July 6 and 22, 1944, Eastern District of Louisiana and Southern District of Florida.

ALLEGED SHIPMENT: On or about January 4, March 10, and May 2, 1944, by the Pillsbury Flour Mills Co., from Memphis, Tenn., and Springfield, Ill.

PRODUCT: 39 bags of flour at New Orleans, La., 40 sacks at Baton Rouge, La., and 51 bags at Tampa, Fla., each containing 100 pounds.

LABEL, IN PART: "Pillsbury's Fancy Durum Patent Flour," "Prairie Rosè Flour Cake Bleached," "Jacks Cookie Company Tampa, Florida," or "Jacks Cookie Flour."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of one or more of the following: Beetles, larvae, cast skins, webbing, insects, insect fragments, and weevils.

DISPOSITION: August 17, 1944. Leon J. Bishop, doing business as Jack's Cookie Co., claimant for the lot at Tampa, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be denatured for use as poultry or livestock feed, under the supervision of the Food and Drug Administration. On August 25, 1944, no claimant having appeared for the remaining lots, judgments of condemnation were entered and the product was ordered destroyed.

6044. Adulteration of pie flour. U. S. v. 21 Bags of Pie Flour. Default decree of condemnation and destruction. (F. D. C. No. 12931. Sample No. 68047-F.)

LIBEL FILED: July 13, 1944, Southern District of Indiana.

ALLEGED SHIPMENT: On or about December 29, 1943, from Chicago, Ill.

PRODUCT: 21 100-pound bags of pie flour at Evansville, Ind. in possession of the Charles W. Brizius Co., Inc.

The flour was stored under insanitary conditions after shipment. Some of the bags had been gnawed by rodents and contained rodent excreta and urine stains. Examination of a sample showed that the product contained rodent excreta, rodent hairs, weevils, larvae, and insect fragments.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: September 12, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6045. Adulteration of biscuit, pastry, and plain flour. U. S. v. 108 Bags and 10 Bags of Flour. Consent decrees of condemnation. Product ordered released under bond for conversion into material for use as hog feed. (F. D. C. Nos. 12868, 12880. Sample Nos. 72553-F, 72554-F, 80183-F.)

LIBELS FILED: July 6 and 7, 1944, Western District of Tennessee.

ALLEGED SHIPMENT: On or about March 17 and April 6 and 20, 1944, by the Fredericktown Milling Co., from Fredericktown, Mo.

PRODUCT: 128 100-pound bags of flour at Memphis, Tenn.

LABEL, IN PART: "Solite Fine Quality Biscuit Flour Packed For Bluff City Flour Co., Memphis, Tenn.," or "Bleached Calcium Phosphate Added Baking Quality Guaranteed May Rose Flour Biscuit & Fancy Pastry Patent," or "Bleached * * * Patent Flour."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of beetles, larvae, insect fragments, and cast skins.

DISPOSITION: July 24, 1944. Anderson E. Grissom, Memphis, Tenn., doing business as the Bluff City Flour Co., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond for conversion into material for use as hog feed, under the supervision of the Federal Security Agency.

6046. Adulteration of Royal Creme Fluff (cake mix) and doughnut flour. U. S. v. 20 Bags of Royal Creme Fluff and 9 Bags of Doughnut Flour. Default decree of condemnation and destruction. (F. D. C. No. 12813. Sample Nos. 78310-F, 78311-F.)

LIBEL FILED: June 27, 1944, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about April 28 and June 6, 1944 from Baltimore, Md., by H. M. Wagner & Co., Inc.

PRODUCT: 20 bags, each containing 100 pounds, of Royal Creme Fluff and 9 bags, each containing 100 pounds, of doughnut flour.

LABEL, IN PART: "H. M. Wagner's Royal Creme Fluff," and "H. M. Wagner's Doughnut Flour."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of a filthy substance by reason of the presence therein of insect fragments, rodent hair fragments, and fragments resembling rodent hairs (in 20 bags), and insect fragments, larvae, cast skins, and rodent hair fragments (in 9 bags).

DISPOSITION: July 19, 1944. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

6047. Adulteration of durum flour. U. S. v. 165 Bags of Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12881. Sample No. 80182-F.)

LIBEL FILED: July 6, 1944, Western District of Tennessee.

ALLEGED SHIPMENT: On or about January 31, 1944, from Minneapolis, Minn.

PRODUCT: 165 bags, each containing 100 pounds, of flour at Memphis, Tenn., in the possession of the Dan Perkins Co.

This product had been stored, after shipment, under insanitary conditions. The bags contained rodent pellets and urine stains, and examination disclosed the presence of rodent excreta, rodent hairs, insects, and insect fragments in the product.