

to the provisions of the Act, it follows that the libel must be sustained. 21 U. S. C. A. 334.

"4. In view of the fact that the Claimant proceeded in good faith, although contrary to the provisions of said Act, the decrees sustaining the libel shall authorize Claimant to repossess the seized goods in accordance with the provisions of Section 304 (d) of the Act, 21 U. S. C. A. 334 (d)."

On April 10, 1944, a judgment of condemnation was entered and the product was ordered released under bond to be disposed of in compliance with the law, under the supervision of the Food and Drug Administration. The product was mixed with fish meal, for use as stock feed.

**6812. Adulteration and misbranding of enriched, phosphated flour. U. S. v. 49 Boxes of Flour. Default decree of condemnation. Product ordered delivered to charitable institutions.** (F. D. C. No. 12772. Sample No. 61345-F.)

**LIBEL FILED:** June 27, 1944, Southern District of Texas.

**ALLEGED SHIPMENT:** On or about March 12, 1944, by the Pillsbury Flour Mills Co., from Enid, Okla.

**PRODUCT:** Flour; 49 boxes, each containing 25 2-pound bags, at Houston, Tex.

**LABEL, IN PART:** (Bags) "Pillsbury's Best XXXX Bake-proved All-Purpose Enriched Phosphated Flour Bleached."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (b) (1), a valuable constituent, thiamine (vitamin B<sub>1</sub>), had been in part omitted from the product.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard for enriched flour since it contained approximately 1.33 milligrams of thiamine (vitamin B<sub>1</sub>) per pound, whereas the standard requires not less than 2.0 milligrams per pound; and, Section 403 (a), the label statements, "Enriched \* \* \* Flour \* \* \*," and "Contains not less than the following proportions of the minimum daily requirements Vitamin B<sub>1</sub> 100% \* \* \* per 8 ounces of enriched \* \* \* flour," were false and misleading as applied to the product, which failed to conform to the definition and standard for enriched flour and contained less than 100 percent of the minimum daily requirements of vitamin B<sub>1</sub> per 8 ounces.

**DISPOSITION:** August 29, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

**Nos. 6813 to 6847** report actions involving flour that was contaminated with one or more of the following types of filth: Insects, insect fragments, insect excreta pellets, larvae, pupae, cast skins, webbing, rodent excreta, rodent hairs and hair fragments, and urine. (In those cases in which the time of contamination was known that fact is stated in the notice of judgment.)

**6813. Adulteration of flour. U. S. v. 1,489 Bags of Flour. Consent decree of condemnation. Product released under bond.** (F. D. C. No. 13755. Sample Nos. 86938-F to 86941-F, incl.)

**LIBEL FILED:** On or about October 6, 1944, Northern District of Illinois.

**ALLEGED SHIPMENT:** From on or about June 24 to August 3, 1944, by the Spokane Flour Mills Co., from Spokane, Wash.

**PRODUCT:** 1,489 100-pound bags of flour at Chicago, Ill.

**LABEL, IN PART:** "Golden Harvest Pie Unbleached."

**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 weevils and larvae.

**DISPOSITION:** November 3, 1944. The claimant, the Wagner Baking Corporation, Chicago, Ill., having admitted the facts in the libel, judgment of condemnation was entered and the product was ordered released under bond for reprocessing into animal feed, under the supervision of the Food and Drug Administration.

**6814. Adulteration of flour. U. S. v 100 Bags of Flour. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 13273. Sample No. 75917-F.)

**LIBEL FILED:** August 18, 1944, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about April 15, 1944, by the Duluth Universal Milling Co., from Duluth, Minn.

**PRODUCT:** Flour: 100 bags, each containing 100 pounds, at Pittsburgh, Pa.