

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 B₁), 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 B₁) 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 B₁ 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 B₁ 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.

LABEL, IN PART: "Hi-Gluten * * * Pure Gold Patent Bleached 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 weevils and larvae.

DISPOSITION: September 7, 1944. Ida G. Schomaker, Pittsburgh, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for sale and conversion into hog feed, under the supervision of the Food and Drug Administration.

6815. Adulteration of flour. U. S. v. 26 Bags of Flour. Default decree of condemnation and destruction. (F. D. C. No. 13274. Sample No. 75918-F.)

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

ALLEGED SHIPMENT: On or about July 1, 1944, by the Bay State Milling Co., from Winona, Minn.

PRODUCT: 26 bags of flour at Pittsburgh, Pa.

LABEL, IN PART: "Winona Flour 100 Lbs. Net 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 weevils and larvae.

DISPOSITION: September 8, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6816. Adulteration of flour. U. S. v. 21 Bags of Enriched Flour and 4 Bags of Plain Flour. Default decree of condemnation and destruction. (F. D. C. No. 13825. Sample Nos. 73907-F, 73908-F.)

LIBEL FILED: September 30, 1944, District of Arizona.

ALLEGED SHIPMENT: On or about March 23, 1944, by the V-O Milling Co., from Los Angeles, Calif.

PRODUCT: 25 100-pound bags of flour at Mesa, Ariz.

LABEL, IN PART: "V-O Fancy Patent Family Flour Bleached * * * 'Aristocrat of the Kitchen' * * * Enriched With Vitamins and Iron," or "Orange Brand Family 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 beetles, larvae, pupae, and cast skins.

DISPOSITION: November 8, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6817. Adulteration of flour. U. S. v. 373 Bags and 115 Bags of Flour. Decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 13888, 14177. Sample Nos. 89660-F, 89673-F.)

LIBELS FILED: October 3 and November 1, 1944, Western District of Arkansas.

ALLEGED SHIPMENT: On or about February 5, March 21, and April 28, 1944, by the Blair Milling Co., Atchison, Kans.

PRODUCT: Flour; 373 bags, each containing 25 pounds, at Berryville, Ark., and 115 bags, each containing 50 pounds, at Harrison, Ark.

LABEL, IN PART: "Bleached White Fox Extra High Patent Flour," or "Bleached Blair's Best 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 weevils, larvae, insect fragments, or cast skins.

DISPOSITION: October 24 and November 17, 1944. A. M. Jackson, trading as the Berryville Supply Co., claimant for the lot at Berryville, having admitted the allegations of the libel, and the Harrison Grocer Co. having appeared as claimant for the lot at Harrison, judgments of condemnation were entered and the product was ordered released under bond for denaturing so that it could not be used for human consumption, under the supervision of the Food and Drug Administration.

6818. Adulteration of flour. U. S. v. 31 Bags of Enriched flour. Default decree of condemnation. Product ordered delivered to a Federal institution, to be used for hog feed. (F. D. C. No. 13368. Sample No. 81859-F.)

LIBEL FILED: On or about August 24, 1944, District of Connecticut.

ALLEGED SHIPMENT: On or about November 15, 1943, from Buffalo, N. Y.