

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insect fragments, rodent hair fragments, and a feather barbule; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: April 18, 1945. A plea of guilty was entered on behalf of the defendant, and the court imposed a fine of \$30.

7943. Adulteration of bread and rolls. U. S. v. Fisher Baking Co. Plea of guilty. Fine, \$200. (F. D. C. No. 14279. Sample Nos. 36580-F, 36581-F, 58037-F, 58038-F.)

INDICTMENT RETURNED: March 29, 1945, District of Utah, against the Fisher Baking Co., a corporation, Salt Lake City, Utah.

ALLEGED SHIPMENT: On or about February 7 and March 24, 1944, from the State of Utah into the States of Colorado and Nevada.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of rodent hairs, hairs resembling rodent hairs, and a feather barbule; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: April 6, 1945. A plea of guilty having been entered on behalf of the defendant, a fine of \$50 on each of 4 counts was imposed.

7944. Adulteration and misbranding of enriched bread. U. S. v. Midwest Bakery & Macaroni Co. (Roma Bakery). Plea of guilty. Fine, \$100 and costs. (F. D. C. No. 14217. Sample Nos. 43498-F, 66732-F.)

INFORMATION FILED: December 18, 1944, Western District of Missouri, against the Midwest Bakery & Macaroni Co., a corporation trading as the Roma Bakery, Kansas City, Mo.

ALLEGED SHIPMENT: On or about September 15, 1943, and March 22, 1944, from the State of Missouri into the State of Kansas.

LABEL, IN PART: (Wrappers) "Enriched Jumbo Bread."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin B₁, had been in whole or in part omitted, in that the article was represented to contain in each 6 ounces at least 37½ percent of the minimum daily requirement for vitamin B₁, whereas a portion contained not more than 25 percent, and the remainder contained not more than 15 percent, in each 6 ounces, of the minimum daily requirement for vitamin B₁.

Misbranding, Section 403 (a), the label statements, "Six ounces of this bread supply you with at least the following amounts or percentages of your minimum daily requirements for these essential food elements: Vitamin B₁ (37½%)," were false and misleading.

Further misbranding (portion), Section 403 (a), the label statement, "Enriched Jumbo Bread," was false and misleading in that it represented and suggested that the article contained the nutritional elements which are contained in bread made from enriched flour, i. e., not less than 1.1 milligram of vitamin B₁, not less than 0.7 milligram of riboflavin, and not less than 10 milligrams of niacin or niacin amide per pound, whereas the article contained not more than 0.29 milligram of vitamin B₁, not more than 0.43 milligram of riboflavin, and not more than 5.2 milligrams of niacin or niacin amide per pound.

DISPOSITION: January 5, 1945. A plea of guilty having been entered on behalf of the defendant, a fine of \$25 on each count, a total of \$100 plus costs, was imposed.

7945. Adulteration and misbranding of bread and rolls. U. S. v. Spengler's Bakery Co. Plea of guilty. Fine, \$50. (F. D. C. No. 14258. Sample Nos. 30089-F, 71720-F, 71722-F, 71727-F.)

INFORMATION FILED: January 18, 1945, District of Idaho, against Spengler's Bakery Co., a corporation, Lewiston, Idaho.

ALLEGED SHIPMENT: On or about May 12, 14, and 16, 1944, from the State of Idaho into the State of Washington.

LABEL, IN PART: "Pan Rolls * * * Spenglers," or "Butter-Nut 1½ Lbs Sliced White Bread."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the rolls consisted in whole or in part of filthy substances by reason of the presence of worm

capsules, beetles, storage insect fragments, storage larvae or capsules, storage larvae fragments, rodent hairs, and feather fragments; and, Section 402 (a) (4), the rolls and a portion of the bread had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

Misbranding, Section 403 (e) (2), the bread failed to bear a label containing an accurate statement of the quantity of the contents, since the loaves weighed less than "1½ Lbs."

DISPOSITION: May 14, 1945. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$150 on each of 3 counts in the information, and \$50 on the remaining 2 counts, a total fine of \$550.

7946. Misbranding of bread. U. S. v. Three Brothers Baking Co. Plea of nolo contendere. Fine, \$75. (F. D. C. No. 14246. Sample Nos. 70861-F, 70975-F, 71054-F.)

INFORMATION FILED: January 11, 1945, District of Oregon, against the Three Brothers Baking Co., a corporation, Portland, Oreg.

ALLEGED SHIPMENT: Between the approximate dates of March 10 and June 6, 1944, from the State of Oregon into the State of Washington.

LABEL, IN PART: "Big Boy Bread * * * Sliced White 1½ Lbs."

VIOLATION CHARGED: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents, since the loaves of bread weighed less than the declared weight.

DISPOSITION: January 26, 1945. A plea of nolo contendere having been entered on behalf of the corporation, a fine of \$25 on each of 3 counts, a total of \$75, was imposed.

7947. Misbranding of bread. U. S. v. Pioneer Baking Co., Inc. Plea of guilty. Fine, \$1,000. (F. D. C. No. 14271. Sample Nos. 60485-F, 72825-F.)

INFORMATION FILED: January 24, 1945, Northern District of California, against the Pioneer Baking Co., Inc., Sacramento, Calif.

ALLEGED SHIPMENT: On or about May 16 and July 25, 1944, from the State of California into the State of Nevada.

LABEL, IN PART: "Enriched Old Home Sliced White Bread [or "Betsy Ross The Old Fashioned Bread"] * * * Old Home Bakers, Sacramento, Calif."

VIOLATION CHARGED: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents, since the loaves of bread were labeled "Net Wt. 1 Lb." or "Net Wt. 1½ Lbs.," and they weighed less than 1 pound or 1½ pounds, respectively.

DISPOSITION: February 21, 1945. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$500 on each of the 2 counts of the information.

7948. Adulteration of cake and bread. U. S. v. Southern Baking Corporation. Plea of nolo contendere. Fine, \$1,500 and costs; firm placed on 6 months' probation. (F. D. C. No. 12538. Sample Nos. 79411-F, 79412-F, 79415-F, 79417-F.)

INDICTMENT RETURNED: June 24, 1944, Southern District of West Virginia, against the Southern Baking Corporation, Bluefield, W. Va.

ALLEGED SHIPMENT: On or about April 4 and 7, 1944, from the State of West Virginia into the State of Virginia.

LABEL, IN PART: "Dainty Maid Cake 15¢ [or "5¢"]," or "Southern Pride Enriched Bread."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insect fragments, hair fragments resembling rodent hairs, insect larvae, a rodent hair, and a larva cast skin; and, Section 402 (a) (4), they had been prepared, packed, and held under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: June 26, 1944. A plea of nolo contendere having been entered on behalf of the defendant, a fine of \$500 on count 1 and fines of \$1,000 on each of the other 2 counts, together with costs, were imposed. The fines on counts 2 and 3 were suspended and the defendant was placed on 6 months' probation. On February 1, 1945, the defendant having failed to comply satisfactorily by that date with the provisions of the law, the suspension of judgment on count 2 was set aside and the fine of \$1,000 was reinstated. On the