

8143. Adulteration of popcorn. U. S. v. 25 Bags of Popcorn. Default decree of condemnation. Product ordered sold. (F. D. C. No. 16432. Sample No. 21875-H.)

LIBEL FILED: June 12, 1945, Western District of Tennessee.

ALLEGED SHIPMENT: On or about March 24, 1945, by the Pastime Theatre, from Warren, Ark.

PRODUCT: 25 100-pound bags of popcorn at Memphis, Tenn.

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 rodent excreta pellets.

DISPOSITION: July 20, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold, conditioned upon the adoption of safeguards to insure that it would not be disposed of for human consumption.

8144. Adulteration of popcorn. U. S. v. 97 Bags and 900 Bags of Popcorn. Consent decree of condemnation. Product ordered released under bond. (F. D. C. Nos. 16166, 16167. Sample Nos. 27648-H, 27649-H.)

LIBEL FILED: May 16, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about March 20, 1945, by the Peppard Seed Co., from Lake View, Iowa.

PRODUCT: 997 100-pound bags of popcorn at Seattle, Wash.

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 rodent excreta and rodent hairs.

DISPOSITION: June 1, 1945. The Peppard Seed 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 segregated, sorted, or cleaned in order to eliminate all filth, under the supervision of the Food and Drug Administration.

8145. Adulteration of popcorn. U. S. v. 157 Dozen Bags and 390 Dozen Bags of Popcorn. Decrees of destruction. (F. D. C. Nos. 16173, 16174. Sample Nos. 13175-H, 13176-H.)

LIBELS FILED: May 15, 1945, Southern District of Ohio.

ALLEGED SHIPMENT: On or about April 16 and 18, 1945, by the Better Taste Popcorn Co., Anderson, Ind.

PRODUCT: 157 dozen $\frac{3}{4}$ -ounce bags of popcorn at Dayton, Ohio, and 390 dozen 2-ounce bags of popcorn at Hamilton, Ohio.

LABEL, IN PART: "Popcorn * * * Ingredients: Popcorn, Edible Oil, Salt, U. S. Certified Color."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (1), a valuable constituent, an edible oil, had been in whole or in part omitted from the article; Section 402 (b) (2), popped corn with artificially colored, nonnutritive mineral oil had been substituted in whole or in part for popcorn with edible oil, which the article was represented to be; Section 402 (b) (3), inferiority had been concealed by the addition of artificial color; and, Section 402 (b) (4), artificially colored mineral oil had been mixed and packed with the article so as to reduce its quality or strength and make it appear better and of greater value than it was.

DISPOSITION: May 22 and June 25, 1945. The consignee of the Hamilton lot having consented to its destruction, and no claimant having appeared for the Dayton lot, judgments were entered ordering that the product be destroyed.

8146. Adulteration of rice. U. S. v. 150 Bags of Rice. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16054. Sample No. 4227-H.)

LIBEL FILED: April 23, 1945, District of New Jersey.

ALLEGED SHIPMENT: On or about November 14, 1944, from Philadelphia, Pa.

PRODUCT: 150 100-pound bags of rice at Atlantic City, N. J., in the possession of Packman Brothers. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent pellets and urine stains were observed on them. Examination showed that the article contained rodent excreta pellets 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 may have become contaminated with filth.