

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.

DISPOSITION: June 14, 1945. Packman Brothers, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the fit portion be salvaged and the remainder converted into stock feed under the supervision of the Federal Security Agency.

8147. Adulteration of rice. U. S. v. 103 Bags of Rice. Default decree of condemnation and destruction. (F. D. C. No. 16490. Sample No. 27271-H.)

LIBEL FILED: June 25, 1945, Eastern District of Washington.

ALLEGED SHIPMENT: On or about March 1, 1945, from Sacramento, Calif.

PRODUCT: 103 100-pound bags of rice at Spokane, Wash., in the possession of the Roundup Grocery Co. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent excreta pellets and urine stains were observed on them. Examination showed that the product contained rodent excreta pellets and rodent hairs.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the article 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.

DISPOSITION: August 9, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8148. Adulteration of rice. U. S. v. 25 Bags of Rice. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16004. Sample No. 9439-H.)

LIBEL FILED: May 4, 1945, Western District of New York.

ALLEGED SHIPMENT: On or about November 24, 1944, by L. A. Black, Rice Miller, from DeWitt, Ark.

PRODUCT: 25 100-pound bags of rice at Buffalo, N. Y.

LABEL, IN PART: "Extra Fancy Zenith Rice."

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.

DISPOSITION: May 18, 1945. The Buffalo Sugar and Coffee Service Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation of the good portion from the bad portion, under the supervision of the Food and Drug Administration. The unfit portion of the shipment was denatured for use as animal feed.

8149. Adulteration of molding starch. U. S. v. 89 Bags of Molding Starch. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16066. Sample No. 5668-H.)

LIBEL FILED: April 26, 1945, District of New Jersey.

ALLEGED SHIPMENT: On or about August 19, 1944, by the National Starch Products, Inc., from Indianapolis, Ind.

PRODUCT: 89 100-pound bags of molding starch at Jersey City, N. J.

LABEL, IN PART: (Bag) "Hoosier Starches Dextrines Gums Sizings Adhesives."

VIOLATIONS 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 hair fragments, insect fragments, soot, pebbles, rust, and charcoal fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: May 29, 1945. The National Starch Products, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be utilized in the manufacture of industrial adhesive or sizing under the supervision of the Food and Drug Administration.

8150. Adulteration of ground wheat and wheat germ. U. S. v. 194 Bags of Ground Wheat and 15 Bags of Wheat Germ. Consent decree of condemnation. Products ordered released under bond. (F. D. C. No. 16739. Sample Nos. 20080-H, 20081-H.)

LIBEL FILED: On or about June 22, 1945, Southern District of Iowa.

ALLEGED SHIPMENT: On or about May 28 and 31, 1945, by the Nebraska Consolidated Mills Co., from Omaha, Nebr.