

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of beetles, larvae, and insect fragments.

DISPOSITION: September 18 and 19, 1945. The consignee of the 31-bag lot having consented to its immediate destruction, and no claimant having appeared for the other lot, judgments were entered ordering the condemnation and destruction of the product. Destruction was effected by delivery of the product for use as animal feed.

8556. Adulteration and misbranding of enriched flour. U. S. v. 28 Bags of Enriched Flour. Default decree of condemnation and destruction. (F. D. C. No. 16765. Sample No. 24415-H.)

LIBEL FILED: June 29, 1945, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about May 31, 1945, by the Bewley Mills, from Fort Worth, Tex.

PRODUCT: 28 100-pound bags of enriched flour at New Orleans, La.

LABEL, IN PART: "Enriched Anchor Hard Wheat Flour Bleached."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, thiamine (vitamin B₁) and iron, had been in part omitted from the article.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for enriched flour, since it contained approximately 1.17 milligrams of thiamine and 10.4 milligrams of iron per pound. The regulations require that enriched flour shall contain in each pound not less than 2 milligrams of thiamine and not less than 13 milligrams of iron.

DISPOSITION: September 29, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

MISCELLANEOUS CEREAL PRODUCTS*

8557. Adulteration of corn grits. U. S. v. 18 Bags of Grits. Default decree of condemnation. Product ordered delivered to a charitable institution. (F. D. C. No. 16667. Sample No. 645-H.)

LIBEL FILED: July 3, 1945, Western District of South Carolina.

ALLEGED SHIPMENT: On or about November 30, 1944, from Decatur, Ill.

PRODUCT: 18 100-pound bags of corn grits at Greenwood, S. C., in the possession of the Hartley Grocery Co. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent excreta and urine stains were observed on them. Examination showed that the product had been contaminated with urine.

NATURE OF CHARGE: 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 might have become contaminated with filth.

DISPOSITION: August 13, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution, for use as cattle or poultry feed if found suitable for that purpose; if not, it was to be destroyed.

8558. Adulteration of popcorn. U. S. v. 249 Cases of Popcorn (and 1 other seizure action against popcorn). Consent decree of condemnation. Portion of product ordered destroyed; remainder ordered released under bond. (F. D. C. Nos. 16168, 16746. Sample Nos. 10093-H, 10094-H, 18025-H, 18026-H.)

LIBELS FILED: May 23 and June 27, 1945, Northern District of Illinois and Middle District of Pennsylvania.

ALLEGED SHIPMENT: Between the approximate dates of February 9 and March 13, 1945, by the Hart and Howell Co., from Brooklyn, Mich.

PRODUCT: 249 cases, each containing 24 cans, of popcorn at Altoona, Pa.; and 522 cases, each containing 24 cartons, and 18 cases, each containing 29 cartons, of popcorn at Chicago, Ill.

LABEL, IN PART: (Cans and cartons) "Gloria Jean Golden Mushroom Pop Corn," or "Corn Sure Pop."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of

*See also No. 8611.