

8671. Adulteration of self-rising flour. U. S. v. 84 Bags of Flour. Default decree of condemnation and destruction. (F. D. C. No. 15273. Sample No. 428-H.)

LIBEL FILED: February 15, 1945, Southern District of Georgia.

ALLEGED SHIPMENT: On or about October 12, 1944, by the Shawnee Milling Co., from Shawnee, Okla.

PRODUCT: 84 50-pound bags of flour at Alma, Ga.

LABEL, IN PART: (Bags) "Magic Shawnee's Best Bleached Self Rising Flour Extra Fancy Patent."

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

DISPOSITION: March 22, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8672. Adulteration of self-rising flour. U. S. v. 240 Bags of Flour. Default decree of condemnation. Product ordered delivered to a public institution. (F. D. C. No. 15256. Sample No. 433-H.)

LIBEL FILED: February 12, 1945, Middle District of Georgia.

ALLEGED SHIPMENT: On or about November 13, 1944, from Abilene, Kans.

PRODUCT: 240 10-pound bags of flour at Cairo, Ga., in the possession of the Ira Higdon Grocery Co. This product had been stored under insanitary conditions after shipment. Rodent pellets and urine stains were observed on the bags, and examination showed that the product was contaminated with urine.

NATURE OF CHARGE: 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 might have become contaminated with filth.

DISPOSITION: March 20, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed.

8673. Adulteration and misbranding of enriched self-rising flour. U. S. v. 187 Bags of Flour. Default decree of condemnation. Product ordered delivered to a public institution. (F. D. C. No. 15192. Sample Nos. 23901-H, 23902-H.)

LIBEL FILED: February 5, 1945, Middle District of Alabama.

ALLEGED SHIPMENT: On or about July 28, 1944, by the Shellabarger Mill and Elevator Co., from Salina, Kans.

PRODUCT: 75 bags and 112 bags, each containing 25-pounds, of self-rising enriched flour at Roanoke, Ala. The 2 lots of flour contained approximately 1.40 milligrams and 1.04 milligrams, respectively, of vitamin B₁ per pound. The definition and standard for enriched flour requires a minimum of 2 milligrams of thiamine (vitamin B₁) per pound.

LABEL, IN PART: "Enriched Shellabarger's Golden Belt Self-Rising Bleached Flour," or "Silver Mist Self-Rising Flour Bleached Vitamin Enriched Flour."

NATURE OF CHARGE: 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 purported to be and was represented as enriched self-rising flour, a food for which a definition and standard of identity has been prescribed by regulations, but it failed to conform to the definition and standard.

DISPOSITION: June 21, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as hog feed. On June 27, 1945, the decree was amended, ordering the product delivered to a public institution, for human consumption.

8674. Adulteration and misbranding of enriched flour. U. S. v. 182 Bags of Enriched Flour. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 15379. Sample No. 24113-H.)

LIBEL FILED: On or about February 21, 1945, Southern District of Alabama.

ALLEGED SHIPMENT: On or about December 19 and 23, 1944, by the Monroe Milling Co., from Waterloo, Ill.

PRODUCT: 182 5-pound bags of enriched flour at Mobile, Ala.

LABEL, IN PART: "Bleached, Calcium Phosphate Added, Enriched With Vitamins and Iron, Jersey Queen Fancy Patent Flour."

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

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for enriched flour since the standard requires that enriched flour shall contain not less than 2.0 milligrams of thiamine and not less than 13.0 milligrams of iron per pound, whereas the article contained approximately 1.41 milligrams of thiamine and 8.21 milligrams of iron per pound.

DISPOSITION: March 19, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

MISCELLANEOUS CEREAL PRODUCTS*

8675. Adulteration of popcorn. U. S. v. 602 Bags of Popcorn. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13892. Sample Nos. 66670-F, 66671-F.)

LIBEL FILED: On or about October 5, 1944, Western District of Missouri.

ALLEGED SHIPMENT: On or about August 18 and 29, 1944, by E. G. Conklin, from Ashton and Normal, Ill.

PRODUCT: 602 100-pound bags of popcorn at Kansas City, Mo.

LABEL, IN PART: "Br'er Fox Always Fine Pop Corn."

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 rodent excreta, clumps of earth, and stones.

DISPOSITION: October 5, 1944. The Fox Midwest Amusement Corporation, claimant, having admitted the material allegations of the libel, judgment of condemnation was entered and the popcorn was ordered released under bond, conditioned that it be processed and cleaned to the satisfaction of the Food and Drug Administration; otherwise, the product was to be disposed of as directed by the Administration.

8676. Adulteration of popcorn. U. S. v. 45 Bags and 52 Bags of Popcorn. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 15254, 15465. Sample Nos. 21801-H, 26708-H.)

LIBELS FILED: February 21 and March 8, 1945, District of Colorado and Western District of Tennessee.

ALLEGED SHIPMENT: On or about October 3 and November 22, 1944, by Manley, Inc., from Lake View, Iowa.

PRODUCT: (Portions) 45 bags and 52 bags, each containing 100 pounds, of popcorn at Memphis, Tenn., and Denver, Colo., respectively.

LABEL, IN PART: "Manley's * * * Pop Corn."

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

DISPOSITION: March 15 and 30, 1945. Manley, Inc., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

8677. Adulteration of popcorn. U. S. v. 5 Bags of Unpopped Popcorn. Product ordered converted into animal feed. (F. D. C. No. 15193. Sample No. 18601-H.)

LIBEL FILED: February 5, 1945, District of Minnesota.

ALLEGED SHIPMENT: On or about January 12, 1945, by the Sac County Trading Co., from Odebolt, Iowa.

PRODUCT: 5 100-pound bags of popcorn at St. Paul, Minn.

*See also No. 8667.