

9812. Adulteration of corn meal and self-rising pancake flour. U. S. v. Doud Milling Co. and Herbert L. Fitch. Pleas of guilty. Corporation fined \$150 and costs; individual fined \$100. (F. D. C. No. 20450. Sample Nos. 21580-H, 21582-H.)

INFORMATION FILED: July 10, 1946, Northern District of Iowa, against the Doud Milling Co., a corporation, Denison, Iowa, and Herbert L. Fitch, secretary-treasurer.

ALLEGED SHIPMENT: On or about January 14 and 24, 1946, from the State of Iowa into the State of Nebraska.

LABEL, IN PART: "Fidelity Yellow Corn Meal," or "Enriched Fidelity * * * Whole Wheat Self Rising Pancake Flour."

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

DISPOSITION: July 30, 1946. Pleas of guilty having been entered, the corporation was fined \$150, plus costs, and the individual defendant was fined \$100.

9813. Adulteration of corn meal. U. S. v. Eagle Milling Co. Plea of guilty. Fine, \$500. (F. D. C. No. 20143. Sample Nos. 23879-H, 24768-H.)

INFORMATION FILED: July 12, 1946, Western District of Oklahoma, against the Eagle Milling Co., a corporation, Edmond, Okla.

ALLEGED SHIPMENT: On or about August 28 and November 24, 1945, from the State of Oklahoma into the State of Texas.

LABEL, IN PART: "Finest Milled Rodkey's White Cream Corn Meal The Rodkey Millers Eagle Milling Co., Inc. Edmond, Okla."

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 fragments, rodent pellet fragments with hairs, whole insects, and insect parts; and, Section 402 (a) (4), the shipment of November 24 had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: July 31, 1946. A plea of guilty having been entered, the court imposed a fine of \$250 on each of the 2 counts of the information.

9814. Adulteration of corn meal. U. S. v. Winchester Milling Co. Plea of guilty. Fine, \$250 and costs. (F. D. C. No. 20132. Sample No. 14202-H.)

INFORMATION FILED: June 4, 1946, Eastern District of Kentucky, against the Winchester Milling Co., a corporation, Winchester, Ky.

ALLEGED SHIPMENT: On or about August 21, 1945, from the State of Kentucky into the State of Ohio.

LABEL, IN PART: "Old Kentucky Corn Meal."

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.

DISPOSITION: August 16, 1946. A plea of guilty having been entered, the court imposed a fine of \$250, plus costs.

9815. Adulteration of corn meal. U. S. v. 100 Bags of Corn Meal. Default decree of condemnation and destruction. (F. D. C. No. 19994. Sample No. 48878-H.)

LIBEL FILED: May 27, 1946, Southern District of Texas.

ALLEGED SHIPMENT: On or about March 16, 1946, by Curley Norris, Altoona, Ala.

PRODUCT: 100 12-pound bags of corn meal at Houston, Tex.

LABEL, IN PART: "Water Ground Corn Meal * * * Unbolted."

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 insects and insect fragments.

DISPOSITION: July 19, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9816. Adulteration of corn meal. U. S. v. 18 Bales of Corn Meal. Default decree of condemnation and destruction. (F. D. C. No. 20264. Sample No. 54527-H.)

LIBEL FILED: On or about June 27, 1946, Eastern District of South Carolina.

ALLEGED SHIPMENT: On or about May 3, 1946, by C. D. Kenny Division, from Augusta, Ga.

PRODUCT: 18 bales, each containing 5 5-pound bags, of corn meal at Ellenton, S. C.
LABEL, IN PART: "Fine Water Ground Corn Meal * * * Manufactured By T. B. Kelly Louisville, Georgia."

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 hair fragments and insect fragments.

DISPOSITION: July 26, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9817. Adulteration of corn meal, soy flour, and soy grits. U. S. v. 22 Bags of Corn Meal, 14 Bags of Soy Flour, and 4 Bags of Soy Grits. Default decree of condemnation and destruction. (F. D. C. No. 19813. Sample Nos. 9932-H to 9934-H, incl.)

LIBEL FILED: May 2, 1946, Western District of New York.

ALLEGED SHIPMENT: Between the approximate dates of July 26 and December 14, 1945, from Chicago and Decatur, Ill.

PRODUCT: 22 100-pound bags of corn meal, 14 100-pound bags of soy flour, and 4 100-pound bags of soy grits at Rochester, N. Y., in the possession of the B R & P Warehouse. The products were stored under insanitary conditions after shipment. The bags were rodent-gnawed, and the products had been contaminated by rodents.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of rodent contamination; and, Section 402 (a) (4), they had been held under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: June 13, 1946. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

FLOUR*

Nos. 9818 to 9823 report actions involving flour that was insect- or rodent-infested, or both. (In those cases in which the time of contamination is known, that fact is stated in the notice of judgment.) The flour reported in **No. 9824** failed to meet the standard for enriched flour.

9818. Adulteration of phosphated flour. U. S. v. St. Mary's Mill Co. Plea of nolo contendere. Fine, \$500. (F. D. C. No. 20127. Sample Nos. 22207-H to 22211-H, incl.)

INFORMATION FILED: May 31, 1946, Eastern District of Missouri, against the St. Mary's Mill Co., a corporation, St. Mary's, Mo.

ALLEGED SHIPMENT: On or about October 20 and 30, 1945, from the State of Missouri into the State of Arkansas.

LABEL, IN PART: "Bleached Phosphated Flour Enriched," or "Tokay Flour."

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 insect parts, insect fragments, a mite, and a rodent hair fragment; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 25, 1946. A plea of nolo contendere having been entered, the court imposed a fine of \$250 on each of the 2 counts of the information.

9819. Adulteration of flour. U. S. v. 437 Bags of Flour. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 19845. Sample No. 53009-H.)

LIBEL FILED: May 10, 1946, Northern District of Ohio.

ALLEGED SHIPMENT: On or about September 13, 1945, from Louisville, Ky.

PRODUCT: 437 100-pound bags of flour at Sandusky, Ohio, in the possession of Hoenshel Fine Foods, Inc. 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 product contained rodent pellets, urine, and insects.

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 may have become contaminated with filth.

*See also Nos. 9812, 9817.