

PRODUCT: 24 100-pound bags of rye flour at Cleveland, Ohio.

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 beetles, larvae, and insect fragments.

DISPOSITION: November 7, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10057. Adulteration of whole wheat flour and plain flour. U. S. v. 11 Bags of Whole Wheat Flour and 14 Bags of Plain Flour. Default decree of condemnation and destruction. (F. D. C. No. 17407. Sample Nos. 12999-H, 13000-H.)

LIBEL FILED: September 6, 1945, Southern District of Ohio.

ALLEGED SHIPMENT: On or about January 24 and February 7, 1945, by the Cannon Valley Milling Co., from Minneapolis and Cannon Falls, Minn., respectively.

PRODUCT: 11 100-pound bags of whole wheat flour and 14 100-pound bags of plain flour at Cincinnati, Ohio.

LABEL, IN PART: "Vanity Fair Whole Wheat Flour," or "Sky Pilot First Clear Flour Bleached."

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 fragments and larvae.

DISPOSITION: September 24, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10058. Adulteration of whole wheat flour. U. S. v. 20 Bags of Flour. Default decree of condemnation. Product ordered sold. (F. D. C. No. 17487. Sample No. 14521-H.)

LIBEL FILED: September 25, 1945, Southern District of Ohio.

ALLEGED SHIPMENT: On or about May 16, 1945, by the Eagle Roller Mill Co., from New Ulm, Minn.

PRODUCT: 20 100-pound bags of flour at Dayton, Ohio.

LABEL, IN PART: "Gold Coin Whole Wheat 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 larvae and insect fragments.

DISPOSITION: December 4, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold for conversion into stock feed.

10059. Adulteration of whole wheat flour. U. S. v. 19 Bags of Whole Wheat Flour. Default decree of condemnation and destruction. (F. D. C. No. 17285. Sample No. 14303-H.)

LIBEL FILED: August 31, 1945, Southern District of Ohio.

ALLEGED SHIPMENT: On or about July 21, 1945, by the Lawrenceburg Roller Mills, Division of Acme Evans Co., from Indianapolis, Ind.

PRODUCT: 19 140-pound bags of whole wheat flour at Cincinnati, Ohio.

LABEL, IN PART: "Special Whole Wheat Flour * * * Noblesville Milling and Elevator Division of Acme Evans Co., Indianapolis, Ind."

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 19, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10060. Adulteration and misbranding of enriched flour. U. S. v. 34 Bales and 48 Bales of Enriched Flour. Default decree of condemnation and destruction. (F. D. C. No. 17603. Sample Nos. 14203-H, 14204-H.)

LIBEL FILED: September 27, 1945, Southern District of Ohio.

ALLEGED SHIPMENT: On or about March 22 and May 25, 1945, by the Lawrenceburg Roller Mills, Division of Acme Evans Co., Indianapolis, Ind.

PRODUCT: 82 bales, each containing 10 5-pound bags, of enriched flour at Portsmouth, Ohio.

LABEL, IN PART: (Portion) "Vitamin and Iron Enriched Hi-Boy [or "Tender-Tex Enriched"] Flour Bleached."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, thiamine (vitamin B₁), had been in part omitted from both lots, and, in addition, iron had been in part omitted from one lot.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for enriched flour since one lot contained approximately 1.21 milligrams of thiamine and the other lot contained approximately 0.63 milligram of thiamine and 9.04 milligrams of iron per pound. The standard of identity for enriched flour requires that it contain in each pound not less than 2.0 milligrams of thiamine and not less than 13.0 milligrams of iron.

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

10061. Adulteration and misbranding of enriched flour. U. S. v. 50 Bales of Enriched Flour. Default decree of condemnation. Product ordered delivered to a public institution. (F. D. C. No. 17282. Sample No. 21743-H.)

LABEL FILED: On or about September 13, 1945, District of Kansas.

ALLEGED SHIPMENT: On or about June 16, 1945, by the Quaker Oats Co., from St. Joseph, Mo.

PRODUCT: 50 bales, each containing 5 10-pound bags, of enriched flour at Kansas City, Kans. Examination showed that the product contained approximately 1.5 milligrams of thiamine (vitamin B₁) per pound, whereas the definition and standard of identity for enriched flour requires not less than 2.0 milligrams of thiamine per pound.

LABEL, IN PART: "Fancy Patent Shurfine Enriched Flour Bleached National Retailer-Owned Grocers, Inc. Distributors."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, thiamine (vitamin B₁), 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.

DISPOSITION: November 2, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution.

10062. Adulteration and misbranding of enriched flour. U. S. v. 246 Bags and 94 Bags of Enriched Flour. Decree of condemnation. Product ordered delivered to charitable and public welfare institutions. (F. D. C. No. 17315. Sample Nos. 13289-H, 13467-H.)

LABEL FILED: August 27, 1945, Eastern District of Kentucky.

ALLEGED SHIPMENT: On or about March 20, 1945, by the Abilene Flour Mills Co., from Abilene, Kans.

PRODUCT: 246 5-pound bags and 94 10-pound bags of enriched flour at Covington, Ky.

LABEL, IN PART: "No-Risk Guaranteed Flour * * * Enriched Flour."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, thiamine (vitamin B₁), 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 the definition and standard requires that enriched flour shall contain not less than 2.0 milligrams of thiamine (vitamin B₁) per pound, whereas the flour contained approximately (5-pound bag lot) 1.50 and (10-pound bag lot) 1.57 milligrams of thiamine per pound.

DISPOSITION: October 5, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable and public welfare institutions.

MACARONI AND NOODLE PRODUCTS

10063. Adulteration of macaroni and spaghetti. U. S. v. B. Filippone & Co. Plea of guilty. Fine, \$750. (F. D. C. No. 10631. Sample Nos. 23715-F, 23716-F, 45132-F, 56524-F, 56527-F.)

INFORMATION FILED: October 1, 1945, District of New Jersey, against B. Filippone & Co., a corporation, Passaic, N. J.