

**10524. Adulteration of corn meal. U. S. v. 54 Bags \* \* \*. (F. D. C. No. 18073. Sample No. 13321-H.)**

**LIBEL FILED:** November 1, 1945, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about October 16, 1945, by the Aylor and Meyer Co., from Aurora, Ind.

**PRODUCT:** 54 100-pound bags of corn meal at Reading, Ohio.

**LABEL, IN PART:** "Romeo White Bolted Corn Meal."

**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 excreta pellets.

**DISPOSITION:** November 6, 1945. The Aylor and Meyer Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be converted into stock feed, under the supervision of the Food and Drug Administration.

**10525. Adulteration of corn meal. U. S. v. 22 Bags \* \* \*. (F. D. C. No. 18111. Sample No. 13324-H.)**

**LIBEL FILED:** November 7, 1945, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about October 24, 1945, by the Aylor and Meyer Co., from Aurora, Ind.

**PRODUCT:** 22 100-pound bags of white corn meal at Cincinnati, Ohio.

**LABEL, IN PART:** "Romeo White Bolted Corn Meal."

**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 excreta fragments.

**DISPOSITION:** November 16, 1945. The Aylor and Meyer Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be converted into stock feed, under the supervision of the Food and Drug Administration.

**10526. Adulteration of corn meal. U. S. v. 1,199 Bags \* \* \* (and 2 other seizure actions). (F. D. C. Nos. 18879, 18881, 18922. Sample Nos. 9672-H, 9824-H to 9827-H, incl.)**

**LIBELS FILED:** January 18 and 29, 1946, Western District of New York.

**ALLEGED SHIPMENT:** Between the approximate dates of November 9 and 23, 1945, from New Ulm, Minn.

**PRODUCT:** 1,902 100-pound bags of yellow corn meal at Buffalo, N. Y., in possession of Buffalo Merchandise Warehouse. The product was stored under insanitary conditions after shipment. The warehouse was heavily infested with rodents, and examination showed that the product contained rodent excreta.

**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.

**DISPOSITION:** January 23 and February 4, 1946. The Gerhard Lang Brewery, Buffalo, N. Y., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond, conditioned that the unfit portion be denatured for use as animal feed, under the supervision of the Food and Drug Administration.

#### FLOUR

Nos. 10527 to 10544 report actions involving flour that was insect- or rodent-infested, or both. (In those cases in which the time of contamination was known, that fact is stated in the notice of judgment.) The flour reported in Nos. 10545 and 10546 failed to meet the standard for enriched flour.

**10527. Adulteration of flour and corn meal. U. S. v. Bewley Mills and William P. Bomar. Pleas of guilty. Fine of \$200 against both defendants, jointly. (F. D. C. No. 15565. Sample Nos. 61955-F, 61960-F, 24057-H, 24058-H, 24536-H, 24538-H, 24801-H, 25006-H.)**

**INFORMATION FILED:** April 1, 1946, Northern District of Texas, against the Bewley Mills, a corporation, Fort Worth, Tex., and William P. Bomar, president, general manager, and treasurer.

**ALLEGED SHIPMENT:** Between the approximate dates of October 10, 1944, and November 16, 1945, from the State of Texas into the States of Mississippi and Louisiana.

**LABEL, IN PART:** "Bewley's Ole-Fashun Corn Meal," "Baker's Fortune Flour," "Biscuit Baker Flour," or "Anchor Hard Wheat Flour."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3) the articles consisted in whole or in part of filthy substances by reason of the presence of (in the corn meal) beetles, larvae, insect fragments, rodent excreta fragments, and rodent hair fragments, and (in the flour) insect fragments and insect excreta; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

**DISPOSITION:** October 31, 1946. Pleas of guilty having been entered on behalf of the defendants, the court imposed a fine of \$25 on each of 8 counts against both defendants, jointly, a total fine of \$200.

**10528. Adulteration of flour, rye meal, and corn meal. U. S. v. 125 Bags \* \* \* (and 6 other seizure actions).** (F. D. C. Nos. 18655, 18657 to 18660, incl., 18709, 18710. Sample Nos. 3543-H, 3545-H to 3549-H, incl., 3551-H, 3553-H, 3554-H.)

**LIBELS FILED:** December 13, 14, and 29, 1945, District of Maryland.

**ALLEGED SHIPMENT:** Between the approximate dates of December 15, 1944, and September 29, 1945, from Detroit, Mich., Clifton, N. J., New Ulm, Minn., Kankakee, Ill., and Seitzville, Pa.

**PRODUCT:** 365 100-pound bags of plain flour, 30 100-pound bags of whole wheat flour, 20 100-pound bags of corn flour, 5 100-pound bags of rye flour, 100 100-pound bags of corn meal, and 10 100-pound bags of rye meal at Baltimore, Md., in possession of the Terminal Warehouse Company. The products were 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 products contained larvae, insects, rodent excreta, and urine.

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

**DISPOSITION:** On February 1 and 12, 1946, Louis Rabai, Baltimore, Md., claimant for 214 bags of plain flour, and Louis Proietti, Baltimore, Md., claimant for 125 bags of plain flour and 90 bags of corn meal, having consented to the entry of decrees, judgments of condemnation were entered and the products were ordered released under bond to be denatured and relabeled for use as stock feed. On March 4, 1946, no claimant having appeared for the remainder of the products, judgments of condemnation were entered and the products were ordered sold for use as stock feed.

**10529. Adulteration of corn flour, peanut cake meal, and barley malt. U. S. v. 11,200 Bags \* \* \* (and 3 other seizure actions).** (F. D. C. Nos. 17609 to 17612, incl. Sample Nos. 8001-H to 8020-H, incl.)

**LIBELS FILED:** September 27, 1945, Eastern District of New York.

**ALLEGED SHIPMENT:** Between the approximate dates of August 24, 1944, and June 15, 1945, from Wilkes-Barre, Pa., Suffolk, Va., Chicago, Ill., and Milwaukee, Wis.

**PRODUCT:** 16,000 bags of corn flour, 600 bags of peanut cake meal, and 857 bags of barley malt at Staten Island, N. Y., in possession of the Riveredge Warehouse Corporation. The products were stored under insanitary conditions after shipment. Many of the bags were rodent-gnawed, and rodent pellets and urine stains were observed on them. Examination showed that the products contained rodent excreta.

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

**DISPOSITION:** October 10, 1945. The cases having been consolidated, and Wallerstein Co., Inc., claimant, having admitted the allegations of the libels, judgment of condemnation was entered and it was ordered that the products be