

PRODUCT: 32 100-pound bags of whole wheat flour at Hot Springs, Ark.

LABEL, IN PART: "Purina 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 beetles and larvae.

DISPOSITION: On December 17, 1945, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed. On January 3, 1946, this order was amended to permit the delivery of the product to a public institution, for use as stock feed.

10545. Adulteration and misbranding of enriched flour. U. S. v. 200 Bags * * *
(F. D. C. No. 18000. Sample No. 23089-H.)

LABEL FILED: On or about October 25, 1945, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about September 15, 1945, by the Inland Mills, Inc., from Des Moines, Iowa.

PRODUCT: 200 25-pound bags of enriched flour at Danville, Ill. The product contained approximately 0.76 milligram of thiamine (vitamin B₁) and 6.19 milligrams of iron per pound.

LABEL, IN PART: "Bleached Paxton's Silk Maid Flour * * * Vitamin Enriched."

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 product failed to conform to the definition and standard of identity for enriched flour since the standard requires that enriched flour shall contain in each pound not less than 2.0 milligrams of thiamine (vitamin B₁) and not less than 13.0 milligrams of iron.

DISPOSITION: December 1, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

10546. Adulteration and misbranding of enriched flour. U. S. v. 125 Bags * * *
(F. D. C. No. 18118. Sample No. 35137-H.)

LABEL FILED: On or about November 8, 1945, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about July 23, 1945, by the Moore-Lowry Flour Mills Co., from Coffeyville, Kans.

PRODUCT: 125 25-pound bags of enriched flour at Excello, Mo. The product contained 1.41 milligrams of thiamine (vitamin B₁) per pound.

LABEL, IN PART: "Old Squire Enriched 'King of All' Flour Bleached."

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 product failed to conform to the definition and standard of identity for enriched flour since it contained less than 2.0 milligrams of thiamine (vitamin B₁) per pound.

DISPOSITION: December 4, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

MACARONI AND NOODLE PRODUCTS

10547. Adulteration and misbranding of macaroni products. U. S. v. 22 Cases * * * (and 6 other seizure actions). (F. D. C. Nos. 18064, 18109, 18114, 18132, 18263, 18360, 18428. Sample Nos. 3243-H, 10360-H to 10363-H, incl., 10370-H to 10372-H, incl., 10970-H, 52601-H.)

LABELS FILED: Between November 2 and 24, 1945, Western District of Virginia, Northern and Southern Districts of Ohio, Southern District of Indiana, and Northern District of West Virginia.

ALLEGED SHIPMENT: Between the approximate dates of July 5 and September 26, 1945, by the Vimco Macaroni Products Co., from Carnegie, Pa.

PRODUCT: 149 cases of macaroni and 247 case of spaghetti at Staunton, Va., Bellaire and Warren, Ohio, Indianapolis, Ind., and Wheeling, New Martinsville, and Terra Alta, W. Va.

LABEL, IN PART: "Fireside Brand Elbow Macaroni [or "Long Spaghetti"]," "Mayfair Club Elbow Macaroni [or "Spaghetti"]," "First Prize Spaghetti," "La Carnegie Brand Macaroni Products * * * Elbows [or "Spaghetti"]," or "Kenny's Spaghetti."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles in 5 of the shipments consisted in whole or in part of filthy substances by reason of the presence of rodent hairs, rodent hair fragments, and insect fragments; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

Misbranding, Section 402 (d), the containers of 1 of the shipments referred to above, and of the 2 remaining shipments, were so filled as to be misleading since the article in 1 shipment occupied on an average only about 45 percent of the capacity of the package, and the articles in 2 other shipments occupied on an average about 65 percent and 70 percent, respectively, of the capacity of the packages.

DISPOSITION: Between December 12, 1945, and March 18, 1946. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

10548. Adulteration of macaroni products. U. S. v. 130 Cases of Macaroni and 75 Cases of Spaghetti. (F. D. C. No. 17986. Sample Nos. 14546-H to 14548-H, incl.)

LIBEL FILED: October 24, 1945, Southern District of Indiana.

ALLEGED SHIPMENT: On or about August 1, 1945, by the Kentucky Macaroni Co., from Louisville, Ky.

PRODUCT: 84 cases, each containing 12 2-pound boxes, of macaroni and 46 cases, each containing 24 7-ounce packages, of macaroni and 75 cases, each containing 24 7-ounce packages, of spaghetti at Evansville, Ind.

LABEL, IN PART: "Speedway Brand * * * Elbow Macaroni," or "Farmers Pride Brand Spaghetti [or "Macaroni"]."

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 hairs and insect fragments; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: December 14, 1945. No claimant having appeared, judgment of forfeiture was entered and the products were ordered destroyed.

10549. Adulteration of egg noodles. U. S. v. 37 Cases * * *. (F. D. C. No. 17968. Sample No. 14411-H.)

LIBEL FILED: October 17, 1945, Northern District of Ohio.

ALLEGED SHIPMENT: On or about April 4, 1945, by Schoneberger and Sons, from Chicago, Ill.

PRODUCT: 37 cases, each containing 12 1-pound packages, of egg noodles at Ashland, Ohio.

LABEL, IN PART: "Gold Spun Egg Noodles."

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 insects, insect fragments, and fragments resembling rodent hairs.

DISPOSITION: December 3, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10550. Adulteration of Ravioli Dinner. U. S. v. 68 Cartons * * *. (F. D. C. No. 18103. Sample No. 23525-H.)

LIBEL FILED: November 7, 1945, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about February 12, 1944, by Wyler & Co., from Chicago, Ill.

PRODUCT: 68 cartons, each containing 12 4½-ounce packages, of Ravioli Dinner at St. Louis, Mo.

LABEL, IN PART: "Wyler's Ravioli Dinner."

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.