

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

DISPOSITION: January 13, 1948. Default decree of condemnation and destruction.

12635. Adulteration and misbranding of enriched flour. U. S. v. Hanover Star Milling Co. Plea of guilty. Fine, \$400, plus costs. (F. D. C. No. 23316. Sample Nos. 50061-H, 50068-H.)

INFORMATION FILED: August 6, 1947, Eastern District of Illinois, against the Hanover Star Milling Co., a corporation, Germantown, Ill.

ALLEGED SHIPMENT: On or about September 26 and 27, 1946, from the State of Illinois into the State of Alabama.

LABEL, IN PART: "Enriched * * * Schurmann's Leonora Pastry Flour," or "Magnificent Brand Enriched Flour."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), valuable constituents, vitamin B₁ and iron, had been omitted.

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 vitamin B₁ and less than 13.0 milligrams of iron in each pound.

DISPOSITION: September 2, 1947. A plea of guilty having been entered, a fine of \$400 was imposed, together with costs.

12636. Adulteration and misbranding of enriched flour. U. S. v. 184 Bags * * *. (F. D. C. No. 24033. Sample No. 7061-K.)

LIBEL FILED: December 26, 1947, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 3, 1947, by the B. A. Eckhart Milling Co., from Chicago, Ill.

PRODUCT: 184 5-pound bags of enriched flour at Johnstown, Pa.

LABEL, IN PART: "Daddy Dollar E Pluribus Unum 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 it contained less than 2.0 milligrams of thiamine (vitamin B₁) per pound, the minimum permitted by the definition and standard.

DISPOSITION: January 14, 1948. Default decree of condemnation. The product was ordered delivered to a charitable institution.

12637. Adulteration and misbranding of enriched flour. U. S. v. 90 Bags * * *. (F. D. C. No. 23934. Sample No. 18511-K.)

LIBEL FILED: October 31, 1947, Southern District of Indiana.

ALLEGED SHIPMENT: On or about September 11, 1947, by the United Grain & Milling Co., from St. Henry, Ohio.

PRODUCT: 90 5-pound bags of flour at Richmond, Ind.

LABEL, IN PART: "Burco Flour Enriched with Vitamins and Iron."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, thiamine, had been in part omitted.

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 per pound.

DISPOSITION: January 31, 1948. Default decree of forfeiture and destruction.

CONFECTIONERY AND MISCELLANEOUS SACCHARINE PRODUCTS

12638. Adulteration of candy. U. S. v. The Harry E. Davis Company (Davis Candy Company) and Harry E. Davis. Pleas of guilty. Each defendant fined \$125 and costs. (F. D. C. No. 23618. Sample No. 86911-H.)

INFORMATION FILED: November 3, 1947, Northern District of Ohio, against the Harry E. Davis Co., a corporation, trading as the Davis Candy Co., Akron, Ohio, and Harry E. Davis, president.

ALLEGED SHIPMENT: On or about May 8, 1947, from the State of Ohio into the State of Iowa.

LABEL, IN PART: "Flopsy Pops Safest Sucker Sold."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of rodent hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 30, 1947. Pleas of guilty having been entered, the corporation and individual were each fined \$125, plus costs.

12639. Adulteration of candy. U. S. v. United Food Brokers and Earl Cox, Sr. Pleas of guilty. Fine, \$200. (F. D. C. No. 21521. Sample Nos. 172-H, 1276-H, 1278-H to 1280-H, incl., 1925-H.)

INFORMATION FILED: May 13, 1947, Northern District of Georgia, against the United Food Brokers, a corporation, Atlanta, Ga., and Earl Cox, Sr., president of the corporation.

ALLEGED SHIPMENT: On or about May 24 and July 5 and 11, 1946, from the State of Georgia into the States of Florida and South Carolina.

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

DISPOSITION: July 23, 1947. Pleas of guilty having been entered, the court imposed a fine of \$200 against the defendants, jointly.

12640. Adulteration of candy. U. S. v. 92 Boxes * * *. (F. D. C. No. 24431. Sample No. 24153-K.)

LABEL FILED: February 4, 1948, Northern District of Iowa.

ALLEGED SHIPMENT: On or about January 9, 1948, by the Murphy Candy Co., from La Crosse, Wis.

PRODUCT: 92 1-pound boxes of chocolate candy at Osage, Iowa.

LABEL, IN PART: "Murphy's Old Fashioned Chocolates."

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

DISPOSITION: March 6, 1948. Default decree of condemnation and destruction.

12641. Adulteration of candy. U. S. v. 45 Boxes * * * (and 1 other seizure action). (F. D. C. Nos. 24141, 24396. Sample Nos. 7805-K, 9784-K.)

LABELS FILED: December 2 and 30, 1947, Southern and Western Districts of New York.

ALLEGED SHIPMENT: On or about November 1 and December 2, 1947, by the Pelle-Röse Confectionery Co., Inc., from Orange, N. J.

PRODUCT: 45 boxes each containing 24 candy sticks at Bronx, N. Y., and 23 cartons, each containing approximately 50 pounds, of candy in individual boxes of various weights at Buffalo, N. Y.

LABEL, IN PART: "Hi-Flavored Candy Sticks * * * Assorted," "Ribbon Candy," "Cinnamon," "Grape," or "Peppermint."

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, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 23, 1947, and January 27, 1948. Default decrees of condemnation and destruction.

12642. Adulteration of candy. U. S. v. 33 Boxes * * *. (F. D. C. No. 24422. Sample Nos. 30920-K, 30921-K.)

LABEL FILED: February 21, 1948, Southern District of California.

ALLEGED SHIPMENT: On or about October 28, 1947, by R. L. Albert & Son, Inc., from New York, N. Y.