

14859. Misbranding of candy Easter eggs. U. S. v. 88 Cases * * *. (F. D. C. No. 26893. Sample No. 40968-K.)

LIBEL FILED: March 28, 1949, Eastern District of Washington.

ALLEGED SHIPMENT: On or about February 15, 1949, by Miss Morris Candies, from Minneapolis, Minn.

PRODUCT: 88 cases each containing 60 candy Easter eggs at Yakima, Wash.

LABEL, IN PART: "Miss Morris * * * Cream Egg Net Wt. 1 $\frac{3}{4}$ Oz."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product was in package form and failed to bear a label containing an accurate statement of the quantity of the contents. The product was short-weight.

DISPOSITION: May 20, 1949. Default decree of condemnation. The product was ordered delivered to a charitable institution.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

14860. Adulteration of bakery products. U. S. v. Fargo Bakery Co., a corporation, and Harry E. Howland. Plea of guilty by corporation; fine, \$550. Plea of nolo contendere by individual defendant; fine, \$100. (F. D. C. No. 26794. Sample Nos. 44726-K, 44728-K, 44731-K, 44734-K to 44740-K, incl., 44742-K, 44744-K.)

INFORMATION FILED: May 19, 1949, District of North Dakota, against the Fargo Bakery Co., a corporation, Fargo, N. Dak., and Harry E. Howland, president and manager.

ALLEGED SHIPMENT: On or about February 14, 15, and 16, 1948, from the State of North Dakota into the State of Minnesota.

LABEL, IN PART: (Portion) "Old Home Bread," "Old Home Wheat Bread," "Old Home Buns," "Svenska Limpa," or "Pullman."

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

DISPOSITION: June 14, 1949. A plea of guilty having been entered on behalf of the corporation and a plea of nolo contendere having been entered on behalf of the individual defendant, the former was fined \$550 and the latter \$100.

14861. Adulteration of bread, sweet rolls, and coffee cake. U. S. v. Holsum Baking Co. Plea of guilty. Fine of \$250 and costs. (F. D. C. No. 26783. Sample Nos. 25754-K to 25759-K, incl.)

INFORMATION FILED: May 10, 1949, Northern District of Iowa, against the Holsum Baking Co., a partnership, Dubuque, Iowa.

ALLEGED SHIPMENT: On or about January 28 and 31, 1949, from the State of Iowa into the State of Illinois.

LABEL, IN PART: (Portion) "Holsum Old Fashioned Potato [or "White"] Bread" or "Holsum Sweet Rolls." The coffee cake was unlabeled.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in part of filthy substances by reason of the presence of insects, insect fragments, rodent hair fragments, cat hair fragments, and a mouse excreta pellet; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: May 10, 1949. A plea of guilty having been entered, the defendant was fined \$250 and costs.

14862. Adulteration of bread and rolls. U. S. v. Dixie Maid Baking Co. Plea of nolo contendere. Fine, \$250. (F. D. C. No. 26805. Sample Nos. 51141-K to 51145-K, incl.)

INFORMATION FILED: June 8, 1949, Eastern District of Tennessee, against the Dixie Maid Baking Co., a partnership, Kingsport, Tenn.

ALLEGED SHIPMENT: On or about February 22, 1949, from the State of Tennessee into the State of Virginia.

LABEL, IN PART: "Holsum Pullman Bread [or "Enriched Bread" or "Parker House Rolls"]."

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

DISPOSITION: June 16, 1949. A plea of nolo contendere having been entered, the defendant was fined \$250.

FLOUR

Nos. 14863 to 14868 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.)

14863. Adulteration of flour. U. S. v. Omar, Incorporated. Plea of nolo contendere. Fine, \$2,000. (F. D. C. No. 26780. Sample Nos. 23604-K to 23607-K, incl.)

INFORMATION FILED: May 2, 1949, District of Colorado, against Omar, Inc., Denver, Colo.

ALLEGED SHIPMENT: On or about August 31, 1948, from the State of Colorado into the State of Mississippi.

LABEL, IN PART: "Plain Flour Enriched [or "Special Self Rising Flour" or "Tiger Rose Self Rising Flour"] Distributed By The Penny Stores, Meridian, Miss."

NATURE OF CHARGE: Adulteration, Section 402 (a) (4), the product had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 21, 1949. A plea of nolo contendere having been entered, the defendant was fined \$2,000.

14864. Adulteration of doughnut flour. U. S. v. Dixie Cream Flour Co. Plea of nolo contendere. Fine, \$1,000. (F. D. C. No. 26793. Sample Nos. 20564-K, 25657-K, 27340-K, 42322-K, 44706-K, 44707-K.)

INFORMATION FILED: May 16, 1949, Eastern District of Missouri, against the Dixie Cream Flour Co., a corporation, St. Louis, Mo.