

INFORMATION FILED: October 3, 1950, District of Massachusetts, against Ararat Co., Inc., a corporation, Cambridge, Mass., and Sarkis G. Sarkisian, president and treasurer of the corporation.

ALLEGED SHIPMENT: On or about October 31 and November 1 and 2, 1949, from the State of Massachusetts into the States of New York and Minnesota.

LABEL, IN PART: (Portion) "Ararat * * * Wheat Cereal [or "Whole Wheat Cereal"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in part of filthy substances by reason of the presence of fragments of rodent excreta, 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.

DISPOSITION: October 17, 1950. Pleas of guilty having been entered, the court fined the corporation \$200 and the individual defendant \$50.

16610. Adulteration of popcorn. U. S. v. Joe F. Johnson (Joe F. Johnson Popcorn Co.). Plea of guilty. Fine of \$500 and 60 days in jail; jail sentence suspended. (F. D. C. No. 28773. Sample Nos. 47203-K, 63817-K.)

INFORMATION FILED: June 26, 1950, Southern District of Ohio, against Joe F. Johnson, trading as the Joe F. Johnson Popcorn Co., Columbus, Ohio.

ALLEGED SHIPMENT: September 29 and 30, 1949, from the State of Ohio into the States of Pennsylvania and North Carolina.

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

DISPOSITION: July 25, 1950. The defendant having entered a plea of guilty, the court imposed a fine of \$500 and a sentence of 60 days in jail; and on September 22, 1950, the court suspended the jail sentence.

16611. Adulteration of popcorn. U. S. v. 3 Bags * * *. (F. D. C. No. 29548. Sample No. 59024-K.)

LIBEL FILED: August 24, 1950, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about July 31, 1950, by the ABC Popcorn Co., Inc., from Chicago, Ill.

PRODUCT: 3 100-pound bags of popcorn at Oshkosh, Wis.

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 excreta, insects, and insect parts.

DISPOSITION: September 28, 1950. Default decree of condemnation and destruction.

16612. Adulteration of popcorn. U. S. v. 48 Cases * * *. (F. D. C. No. 28826. Sample No. 68978-K.)

LIBEL FILED: January 30, 1950, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 21, 1949, and January 4, 1950, by the Better Taste Popcorn Co., from Anderson, Ind.

PRODUCT: 48 cases, each containing 24 cans, of popcorn at McKeesport, Pa.

LABEL, IN PART: "Net Wt. 10 Oz. Davis Hybrid Pop Corn."

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

DISPOSITION: November 3, 1950. Judgment of condemnation and destruction.

16613. Adulteration of rice. U. S. v. 11 Bags * * *. (F. D. C. No. 29574. Sample No. 60598-K.)

LIBEL FILED: September 15, 1950, Northern District of Illinois.

ALLEGED SHIPMENT: On or about December 6, 1949, from Houston, Tex.

PRODUCT: 11 bags of rice at Chicago, Ill.

LABEL, IN PART: "100 Lbs. Net Rice Extra Fancy Texas Patna."

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 insects. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: November 8, 1950. Default decree of condemnation and destruction.

16614. Adulteration of wheat. U. S. v. 1,600 Bushels * * *. (F. D. C. No. 29576. Sample No. 21598-K.)

LIBEL FILED: September 7, 1950, District of Kansas.

ALLEGED SHIPMENT: On or about August 25, 1950, by the Huyck Grain Co., from Verona, Nebr.

PRODUCT: 1,600 bushels of wheat at Kansas City, Kans.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article was unfit for food by reason of the presence of musty wheat.

DISPOSITION: September 12, 1950. The Huyck Grain Co. having appeared as claimant, judgment was entered providing for delivery of the product to the claimant under bond, to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The unfit portion of the product subsequently was segregated from the fit portion. A total of 63,400 pounds of wheat was found musty and was mixed with other grain for use as animal feed.

CONFECTIONERY

CANDY

16615. Adulteration of candy. U. S. v. Frederick & Nelson. Plea of nolo contendere. Fine of \$3,500, plus costs. (F. D. C. No. 29172. Sample Nos. 32147-K, 32152-K, 34401-K to 34405-K, incl., 34407-K, 50082-K, 50084-K.)

INFORMATION FILED: June 5, 1950, Western District of Washington, against Frederick & Nelson, a corporation, Seattle, Wash.

ALLEGED SHIPMENT: On or about November 2 and 16 and December 1, 1949, from the State of Washington into the Territory of Alaska and the State of California.

LABEL, IN PART: (Portions) "Frango Mints," "Mokas Coffee Frango," "Jamacas Rum Frango," "P. R. Mints," and "Miniature Mints."