

ALLEGED SHIPMENT: On or about July 20, 1951, by the Prince Macaroni Co., from Lowell, Mass.

PRODUCT: 399 cases, each containing 20 1-pound packages, of spaghetti at Maspeth, N. Y.

LABEL, IN PART: "Prince Spaghetini * * * Enriched."

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

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for enriched macaroni products since it contained in each pound less than 4 milligrams of thiamine and less than 1.7 milligrams of riboflavin.

DISPOSITION: April 30, 1952. The shipper, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be reprocessed, under the supervision of the Food and Drug Administration. The product was reground and reused in the subsequent manufacture of spaghetti.

MISCELLANEOUS CEREAL

18513. Adulteration of rice. U. S. v. 32 Bales * * * (and one other seizure action). (F. D. C. Nos. 31943, 31944. Sample Nos. 1057-L, 1058-L.)

LIBELS FILED: November 8, 1951, Southern District of Florida.

ALLEGED SHIPMENT: On or about August 13 and 17, 1951, by United Rice Milling Products Co., Inc., from New Orleans, La.

PRODUCT: 32 bales, each containing 20 3-pound packages, and 6 bales, each containing 30 2-pound packages, of rice at Jacksonville, Fla.

LABEL, IN PART: (Package) "Sultana Fancy Short Grain Rice" or "S S Shafer Select Long Grain Rice."

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 and insect parts.

DISPOSITION: December 3 and 12, 1951. Default decrees of condemnation. The court ordered that the product be delivered to a Federal institution, for use as animal feed.

18514. Adulteration of rice. U. S. v. 97 Cases * * *. (F. D. C. No. 31868. Sample No. 12250-L.)

LIBEL FILED: October 3, 1951, Southern District of Ohio.

ALLEGED SHIPMENT: On or about July 19, 1951, by the Comet Rice Mills, from Beaumont, Tex.

PRODUCT: 97 cases, each containing 18 2-pound cartons, of rice at Cincinnati, Ohio.

LABEL, IN PART: "Comet Longrain Rice."

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

DISPOSITION: February 8, 1952, Default decree of condemnation. The court ordered that the product be delivered to a public institution, for use as animal feed.

DAIRY PRODUCTS

BUTTER

18515. Adulteration of butter. U. S. v. Lakeshore Creamery. Plea of guilty. Fine of \$1,000. (F. D. C. No. 31589. Sample No. 33076-L.)

INFORMATION FILED: April 16, 1952, Western District of Michigan, against Lakeshore Creamery, Holland, Mich.

ALLEGED SHIPMENT: On or about October 11, 1951, from the State of Michigan into the State of Indiana.

LABEL, IN PART: "Lakeshore Creamery Butter."

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 and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 29, 1952. A plea of guilty having been entered, the defendant was fined \$1,000.

18516. Adulteration and misbranding of butter. U. S. v. Merchants Creamery Co., Inc., and Edwin A. Bischoff. Pleas of guilty. Each defendant fined \$3,750. (F. D. C. No. 31580. Sample Nos. 571-L, 573-L, 11706-L, 11707-L.)

INDICTMENT RETURNED: March 5, 1952, Southern District of Ohio, against Merchants Creamery Co., Inc., Cincinnati, Ohio, and Edwin A. Bischoff, president.

ALLEGED SHIPMENT: On or about September 4, 5, and 6, 1951, from the State of Ohio, into the States of Indiana and Kentucky.

LABEL, IN PART: "Kingan's Creamery Butter [or "Forest Brook Brand Creamery Butter"] Packed for Kingan & Co. * * * Indianapolis, Ind.," "Rose Brand Creamery Butter," or "Rose Brand Butter * * * 8 Oz. Net Weight."

NATURE OF CHARGE: 2 lots. Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insects, insect fragments, fly fragments, feather barbules, and rodent hairs, and it was manufactured from filthy cream; Section 402 (b) (1), a valuable constituent, milk fat, had been in part omitted from the product; and, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

1 lot. Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents since the wrappers bore the statement "8 Oz. Net Weight" and the packages contained less than 8 ounces of butter.

DISPOSITION: March 31, 1952. Pleas of guilty having been entered, each defendant was fined \$3,750.