

BEVERAGES AND BEVERAGE MATERIALS*

20151. Adulteration of root beer. U. S. v. Ritz Beverage Co. and Louis Mintz.
Pleas of guilty. Each defendant fined \$750. (F. D. C. No. 34321. Sample No. 53730-L.)

INFORMATION FILED: March 2, 1953, Eastern District of Missouri, against the Ritz Beverage Co., a corporation, St. Louis, Mo., and Louis Mintz, president.

ALLEGED SHIPMENT: On or about August 11, 1952, from the State of Missouri into the State of Illinois.

LABEL, IN PART: "Dad's * * * Dad's Root Beer Bottling Co. St. Louis, Missouri."

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: April 14, 1953. The defendants having entered pleas of guilty, the court fined each \$750.

20152. Adulteration of green coffee. U. S. v. 150 Bags * * *. (F. D. C. No. 33524. Sample No. 37863-L.)

LIBEL FILED: August 26, 1952, Eastern District of New York.

ALLEGED SHIPMENT: On or about June 21, 1952, from Haiti.

PRODUCT: 150 bags, each containing 80 kilos, of green coffee at Brooklyn, N. Y.

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 manure and other extraneous material.

DISPOSITION: March 26, 1953. H. L. C. Bendiks, Inc., New York, N. Y., 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 for reprocessing under the supervision of the Federal Security Agency. As a result of the reprocessing operations, 399 pounds of the product were found unfit and were destroyed.

CEREALS AND CEREAL PRODUCTS**FLOUR**

20153. Adulteration of flour. U. S. v. 96 Bags, etc. (F. D. C. No. 34531. Sample Nos. 48467-L to 48469-L, incl.)

LIBEL FILED: January 5, 1953, District of North Dakota; amended libel filed January 13, 1953.

ALLEGED SHIPMENT: On or about June 4 and August 22, 1952, from Minneapolis, Minn., and Great Falls, Mont.

PRODUCT: 813 25-pound bags and 387 50-pound bags of flour at Fargo, N. Dak., in the possession of Red Owl Stores, Inc.

*See also Nos. 20185-20187.

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 urine; and, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: January 19, 1953. Red Owl Stores, Inc., claimant, having admitted the allegations in the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for the segregation of the unfit portion, under the supervision of the Federal Security Agency. As a result of the segregation operations, 537 25-pound bags and 358 50-pound bags of the flour were found unfit. 16 of the bags of unfit flour were destroyed, and the remainder were converted into animal feed.

20154. Adulteration of flour. U. S. v. 70 Bags * * *. (F. D. C. No. 34657. Sample No. 2690-L.)

LIBEL FILED: February 9, 1953, Western District of South Carolina.

ALLEGED SHIPMENT: On or about April 11, 1952, from Durham, N. C.

PRODUCT: 70 50-pound bags of flour at Spartanburg, S. C.

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: March 13, 1953. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution, for use as animal feed.

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

20155. Adulteration of corn. U. S. v. 240,000 Pounds * * *. (F. D. C. No. 33601. Sample Nos. 16486-L, 16487-L.)

LIBEL FILED: July 23, 1952, Western District of Missouri.

ALLEGED SHIPMENT: On or about July 5 and 7, 1952, by the Grettenberg Grain Co., from Coon Rapids, Iowa.

PRODUCT: 240,000 pounds of corn at Kansas City, Mo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, tetraethylthiuram disulfide (Arasan).

DISPOSITION: August 4, 1952. The Grettenberg Grain Co., 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 for conversion into commercial alcohol, under the supervision of the Food and Drug Administration.

On August 26, 1952, the decree was amended to provide for bringing the article into full compliance with the law in lieu of converting it into commercial alcohol. The product was reconditioned by a thorough washing and rinsing. The reconditioned product was disposed of for use as animal feed.