

## MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

**20710. Adulteration of shelled yellow corn. U. S. v. 1 Carload \* \* \* (and 1 other seizure action). (F. D. C. Nos. 35483, 35484. Sample Nos. 83271-L, 83272-L.)**

**LIBELS FILED:** September 10, 1953, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about August 31, 1953, by the N. E. Burke Co., from Riceville, Iowa.

**PRODUCT:** 2 carloads, each containing 120,000 pounds, of shelled yellow corn at Chicago, Ill.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of musty and sour corn.

**DISPOSITION:** September 24, 1953. The Stratton Grain Co., Chicago, Ill., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the court ordered that the product be released under bond for conversion into alcohol or a commercial solvent, under the supervision of the Department of Health, Education, and Welfare.

**20711. Adulteration of unpopped popcorn. U. S. v. 24 Bags, etc. (F. D. C. No. 34989. Sample No. 55638-L.)**

**LIBEL FILED:** April 9, 1953, Northern District of New York.

**ALLEGED SHIPMENT:** On or about October 29, 1952, from Atchison, Kans.

**PRODUCT:** 24 100-pound bags and 9 50-pound bags of unpopped popcorn at Utica, N. Y., in the possession of the Broad Street Warehouse Corp.

**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; and, Section 402 (a) (4), it 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:** May 27, 1953. Default decree of condemnation and destruction.

**20712. Adulteration of wheat. U. S. v. 124,640 Pounds \* \* \*. (F. D. C. No. 35000. Sample No. 27024-L.)**

**LIBEL FILED:** April 23, 1953, Northern District of California.

**ALLEGED SHIPMENT:** On or about April 7, 1953, by Arco Feed & Fuel, from Arco, Idaho.

**PRODUCT:** 124,640 pounds of wheat at Vallejo, Calif.

**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 and bird excreta.

**DISPOSITION:** June 3, 1953. General Mills, Inc., San Francisco, Calif., 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 stock feed, under the supervision of the Department of Health, Education, and Welfare.

**20713. Adulteration of wheat. U. S. v. 1 Carload \* \* \*. (F. D. C. No. 35016. Sample No. 58115-L.)**

**LIBEL FILED:** April 30, 1953, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about April 13, 1953, by the Farmers Elevator Co., from Middleton, Mich.

**PRODUCT:** 1 carload of wheat at Chicago, Ill.

**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.

**DISPOSITION:** May 7, 1953. The Norris Grain Co., Chicago, Ill., 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 animal feed, under the supervision of the Department of Health, Education, and Welfare.

**20714. Adulteration of wheat. U. S. v. 90,720 Pounds \* \* \*. (F. D. C. No. 35028. Sample No. 20494-L.)**

**LIBEL FILED:** May 7, 1953, District of Minnesota.

**ALLEGED SHIPMENT:** On or about April 28, 1953, by the Bagley Elevator Co., from Ismay, Mont.

**PRODUCT:** 90,720 pounds of wheat at Minneapolis, Minn.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, a mercurial compound, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and can be avoided by good manufacturing practice.

**DISPOSITION:** May 8, 1953. The George C. Bagley Elevator Co., Minneapolis, Minn., 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 for use as seed wheat, under the supervision of the Department of Health, Education, and Welfare.

**20715. Adulteration of wheat. U. S. v. 90,000 Pounds \* \* \*. (F. D. C. No. 35011. Sample No. 65051-L.)**

**LIBEL FILED:** April 28, 1953, District of Minnesota.

**ALLEGED SHIPMENT:** On or about April 15, 1953, by the Fessenden Cooperative Association, from Fessenden, N. Dak.

**PRODUCT:** 90,000 pounds of wheat at Minneapolis, Minn.

**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.

**DISPOSITION:** May 11, 1953. The Farmers Union Grain Terminal Association, St. Paul, Minn., 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 by cleaning and scouring under the supervision of the Department of Health, Education, and Welfare. As a result of the reprocessing operations, 3,400 pounds of the product were found unfit and were set aside for disposition as animal feed.

**20716. Adulteration of toasted wheat cereal. U. S. v. 30 Bags \* \* \*. (F. D. C. No. 35627. Sample No. 51915-L.)**

**LIBEL FILED:** September 16, 1953, Southern District of New York.

**ALLEGED SHIPMENT:** On or about February 16, 1953, from Moundridge, Kans.