

21703. Adulteration of candy. U. S. v. Manuel Virgil Davis (Davis Candy Co.). Plea of guilty. Defendant fined \$250 and sentenced to 1 year and 1 day imprisonment; prison sentence suspended and defendant placed on probation for 1 year. (F. D. C. No. 36574. Sample Nos. 71122-L, 71124-L, 71127-L, 79351-L, 79353-L.)

INDICTMENT RETURNED: November 8, 1954, Eastern District of Tennessee, against Manuel Virgil Davis, trading as the Davis Candy Co., Chattanooga, Tenn.

ALLEGED SHIPMENT: Between the approximate dates of November 6 and 25, 1953, from the State of Tennessee into the States of Alabama and Kentucky.

LABEL, IN PART: (Box) "Davis Coconut Bon Bons Two Dozen," "Davis Stick Candy," "Davis Stick Candy * * * 120-1c Assorted," and "80 Delicious Davis Penny Sticks * * * Cream (or Sassafras)."

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

DISPOSITION: December 7, 1954. The defendant having entered a plea of guilty, the court fined him \$250 and sentenced him to 1 year and 1 day in prison. The court suspended the prison sentence and placed the defendant on probation for 1 year.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

21704. Adulteration of bread. U. S. v. Spring Valley Bakery, Inc., and Simon Goodman. Pleas of guilty. Fine of \$500 against defendants jointly. (F. D. C. No. 36579. Sample Nos. 50604-L, 51521-L.)

INFORMATION FILED: September 16, 1954, Southern District of New York, against Spring Valley Bakery, Inc., Spring Valley, N. Y., and Simon Goodman, secretary of the corporation.

ALLEGED SHIPMENT: On or about December 8, 1953, and January 18, 1954, from the State of New York into the State of New Jersey.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance, namely, rodent hairs and insect fragments; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 30, 1954. The defendants having entered pleas of guilty, the court fined the defendants, jointly, \$500.

FLOUR

21705. Adulteration of flour. U. S. v. Walnut Grove Water Mills Co. and Clyde O. Hogan. Pleas of guilty. Fine of \$200 against company and \$50 against individual. (F. D. C. No. 36607. Sample Nos. 79361-L, 79362-L, 79365-L.)

INFORMATION FILED: September 28, 1954, Middle District of Tennessee, against the Walnut Grove Water Mills Co., a partnership, Adams, Tenn., and Clyde O. Hogan, a partner in the partnership.

ALLEGED SHIPMENT: On or about January 18 and February 1, 1954, from the State of Tennessee into the State of Kentucky.

LABEL, IN PART: (Bag) "25 Lbs. Net Best Yet Enriched Phosphated [or "Self-Rising"] Flour."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of insects, insect fragments, rodent hair fragments, and 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: October 15, 1954. The defendants having entered pleas of guilty, the court fined the partnership \$200 and the individual \$50.

21706. Adulteration of flour. U. S. v. 28 Bags, etc. (F. D. C. No. 36086. Sample Nos. 59812-L, 59813-L.)

LIBEL FILED: November 2, 1953, Western District of North Carolina.

ALLEGED SHIPMENT: On or about August 26 and 28, 1953, from Enid, Okla., and Louisville, Ky.

PRODUCT: 128 100-pound bags of flour at Charlotte, N. C.

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 rodent excreta. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 17, 1953. Default decree of condemnation and destruction.

21707. Adulteration of flour. U. S. v. 51 Bags * * *. (F. D. C. No. 37076. Sample No. 68517-L.)

LIBEL FILED: September 2, 1954, Southern District of New York.

ALLEGED SHIPMENT: On or about March 5, 1954, from Great Falls, Mont.

PRODUCT: 51 100-pound bags of flour at Bronx, N. Y., in possession of the Silver Flour Warehouse & Trucking 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 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: October 1, 1954. Default decree of condemnation and destruction.

21708. Adulteration of flour. U. S. v. 27 Bags * * *. (F. D. C. No. 36939. Sample No. 89290-L.)

LIBEL FILED: August 31, 1954, Western District of Arkansas.

ALLEGED SHIPMENT: On or about July 19, 1954, from McPherson, Kans.

PRODUCT: 27 25-pound bags of flour at Harrison, Ark.

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