

mg. of riboflavin, and less than 16 mg. of niacin, the minimum permitted by the definition and standard.

PLEA: Guilty.

DISPOSITION: 9-7-56. Fine, \$1,000.

### MISCELLANEOUS CEREALS

23464. Unpopped popcorn. (F. D. C. No. 39276. S. No. 40-240 M.)

QUANTITY: 80,000 lbs. at Chicago, Ill.

SHIPPED: 4-16-56, from Napoleon, Ohio, by Huddle Popcorn Co.

LIBELED: 6-13-56, N. Dist. Ill.

CHARGE: 402 (a) (3)—contained rodent excreta and rodent hairs when shipped; and 402 (a) (4)—held under insanitary conditions on the premises of the shipper.

DISPOSITION: 9-19-56. Consent—claimed by the Albert Dickinson Co., Chicago, Ill., and denatured for use as pigeon feed.

23465. Rice. (F. D. C. No. 39197. S. Nos. 40-356/8 M, 40-874 M.)

INFORMATION FILED: 10-30-56, Dist. S. Dak., against Lystad & Redick, Inc., Grand Forks, N. Dak., and Russell Kersbergen, the firm's representative at Sioux Falls, S. Dak.

ALLEGED VIOLATION: Between 8-1-55 and 3-14-56, while a quantity of rice was being held for sale at Sioux Falls, S. Dak., after shipment in interstate commerce, the defendants caused a quantity of 50 percent DDT tracking powder, a poisonous rodenticide, to be placed in close proximity to the rice under conditions whereby the rice may have become contaminated with poison, which act resulted in the rice being adulterated.

CHARGE: 402 (a) (4)—held under insanitary conditions whereby it may have been rendered injurious to health.

PLEA: Guilty.

DISPOSITION: 1-15-57. Each defendant fined \$300.

23466. Rice. (F. D. C. No. 39585. S. No. 40-498 M.)

QUANTITY: 153 100-lb. bags and 12 80-lb. bags at Minneapolis, Minn.

SHIPPED: 6-21-56, from South Dos Palos, Calif.

LIBELED: 10-2-56, Dist. Minn.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 10-18-56. Consent—claimed by Poph-Itt Cereals, Inc., Minneapolis, Minn. Segregated; 450 lbs. destroyed.

23467. Rice. (F. D. C. No. 39483. S. No. 46-984 M.)

QUANTITY: 41 100-lb. bags at Philadelphia, Pa.

SHIPPED: 2-27-56 and 4-25-56, from Stuttgart, Ark.

LIBELED: 9-25-56, E. Dist. Pa.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 10-23-56. Default—destruction.

23468. Rice. (F. D. C. No. 39522. S. No. 33-480 M.)

QUANTITY: 72 25-lb. bags at North Kansas City, Mo.

SHIPPED: 6-25-56, from Houston, Tex.

LIBELED: 8-13-56, W. Dist. Mo.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 8-20-56. Default—consumption by animals.

23469. Sweet rice. (F. D. C. No. 39434. S. No. 37-295 M.)

QUANTITY: 4 100-lb. bags at New York, N. Y., in possession of Sun Warehouses, Inc.

SHIPPED: 11-8-55, from South Dos Palos, Calif.

LIBELED: 8-29-56, S. Dist. N. Y.

CHARGE: 402 (a) (3)—contained rodent excreta; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 9-26-56. Default—destruction.

23470. Parboiled rice. (F. D. C. No. 38971. S. No. 36-007 M.)

QUANTITY: 992 100-lb. bags at Chicago, Ill., in possession of Griswold & Bateman Warehouse Co.

SHIPPED: 10-21-55, from Houston, Tex.

LIBELED: 3-1-56, N. Dist. Ill.

CHARGE: 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 4-20-56. Consent—claimed by Griswold & Bateman Warehouse Co. Segregated; approximately 4,100 lbs. destroyed.

## DAIRY PRODUCTS

### BUTTER

23471. Butter. (F. D. C. No. 38605. S. Nos. 7-685 M, 7-700 M, 11-120 M.)

INFORMATION FILED: 6-11-56, E. Dist. Okla., against H. A. Pruitt Produce Co., Inc., Ardmore, Okla., and Bryce B. Williams, secretary-treasurer.

ALLEGED VIOLATION: On 3-23-55, the defendant gave to a firm engaged in the business of shipping butter in interstate commerce a guaranty to the effect that butter shipped by it under the guaranty would not be adulterated or misbranded.

On 8-29-55, the defendant caused to be shipped to the holder of the guaranty, at El Reno, Okla., a quantity of butter which was adulterated.

CHARGE: 402 (a) (3)—contained insects, insect fragments, fly parts, fly setae, moth scales, mites, rodent hairs, and cow hairs, when shipped; and filthy and decomposed cream was used in the preparation of the article.

PLEA: Nolo contendere.

DISPOSITION: 1-14-57. Corporation—\$1,000 fine; individual—\$500 fine.

23472. Butter. (F. D. C. No. 39231. S. No. 54-994 M.)

QUANTITY: 124 1-lb. cartons at Covington, Ky.

SHIPPED: 3-19-57, from Cincinnati, Ohio, by Merchants Creamery Co.

LABEL IN PART: (Carton) "Latonia Springs Butter Distributed by Summe & Ratermann Co., Inc., Covington, Ky."; (parchment wrapper) "4 Oz. Net \* \* \* Dairy Brand Creamery Butter \* \* \* Manufactured by Merchants Creamery Co., Cincinnati, Ohio."