

24380. Oats and barley. (F. D. C. No. 40775. S. No. 79-756 M.)

QUANTITY: 83,460 lbs. at Minneapolis, Minn.

SHIPPED: 9-23-57, from Bruce, S. Dak., by Farmers Co-op Association.

LIBELED: 10-10-57, Dist. Minn.

CHARGE: 402 (a) (2)—the articles were raw agricultural commodities and, when shipped, contained a pesticide chemical, namely, a mercurial compound, which is unsafe within the meaning of the law since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on oats and barley has been prescribed by regulations.

DISPOSITION: 10-21-57. Consent—claimed by Farmers Union Grain Terminal Association, St. Paul, Minn. Segregated; 21,950 lbs. destroyed.

24381. Oatmeal, dried lima beans, dried black-eyed beans, dried Great Northern beans, and dried pinto beans. (F. D. C. No. 40674. S. Nos. 44-361/2 M, 44-396 M, 44-398/400 M.)

QUANTITY: 8 cases, 12 2-lb. 8-oz. boxes each, of oatmeal, 3 bales, 24 1-lb. bags each, and 1 bale containing 6 4-lb. bags of dried lima beans, 3 100-lb. bags and 3 bales, 6 4-lb. bags each, of dried black-eyed beans, 8 bales, 24 1-lb. bags each, of dried Great Northern beans, and 7 bales, 24 1-lb. bags each, of dried pinto beans at McGehee, Ark., in possession of Desha Grocery Co.

SHIPPED: Between 1-1-57 and 7-29-57, from Cedar Rapids, Iowa, Athens and Mineola, Tex., and Greenville, Miss.

LIBELED: 10-4-57, E. Dist. Ark.

CHARGE: 402 (a) (3)—the articles, other than the 3-bag lot of black-eyed beans, contained insects while held for sale; and 402 (a) (4)—the 3-bag lot of black-eyed beans was held under insanitary conditions while held for sale.

DISPOSITION: 11-25-57. Default—consumption by animals.

24382. Unpopped popcorn. (F. D. C. No. 39395. S. No. 33-999 M.)

INFORMATION FILED: 4-10-57, Dist. Kans., against Ed. F. Mangelsdorf & Bro., Inc., Atchison, Kans.

ALLEGED VIOLATION: Between 11-21-55 and 4-17-56, while a quantity of unpopped popcorn was being held for sale after shipment in interstate commerce, the defendant caused the article to be placed in a building that was accessible to rodents and birds and to be exposed to contamination by rodents and birds, which acts resulted in the article being adulterated.

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

PLEA: Nolo contendere.

DISPOSITION: 5-17-57. Corporation—\$100 fine plus costs.

24383. Unpopped popcorn. (F. D. C. No. 40415. S. No. 82-034 M.)

QUANTITY: 44 cases, 24 10-oz. cans each, at New Orleans, La.

SHIPPED: 8-2-56, from Cedar Rapids, Iowa, by National Oats Co.

LIBELED: 8-13-57, E. Dist. La.