

ALLEGED VIOLATION: Between 10-8-58 and 11-17-59, while quantities of rice were being held for sale after shipment in interstate commerce, the defendants caused such rice to be held in a building that was accessible to rodents and to be exposed to contamination by rodents, which act resulted in the article being adulterated.

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

PLEA: Nolo contendere.

DISPOSITION: 5-23-60. \$200 fine against each defendant.

26611. Rice. (F.D.C. No. 44469. S. No. 22-136 R.)

QUANTITY: 60 100-lb. bags at Youngstown, Ohio, in possession of Sniderman Bros.

SHIPPED: 2-9-60, from Stuttgart, Ark.

LIBELED: 5-26-60, N. Dist. Ohio.

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

DISPOSITION: 6-22-60. Default—destruction.

26612. Unpopped popcorn. (F.D.C. No. 40573. S. No. 69-908 M.)

QUANTITY: 49 100-lb. bags at Upper Darby, Pa.

SHIPPED: 1-31-57, from Bremen, Ind.

LIBELED: 8-16-57, E. Dist. Pa.

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

DISPOSITION: 8-21-57. Consent—destruction.

DAIRY PRODUCTS

BUTTER

26613. Butter. (F.D.C. No. 43494. S. Nos. 77-893 P, 77-988/9 P, 77-991 P.)

QUANTITY: 90 60-lb. cubes at Toledo, Ohio.

SHIPPED: 6-23-59 and 7-8-59, from Imlay City, Mich., by Michigan Milk Producers Association.

LIBELED: 8-14-59, N. Dist. Ohio. ✓

CHARGE: 402(b)(2)—when shipped, a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: 9-3-59. Consent—claimed by Michigan Milk Producers Association, and reworked to bring it into compliance with the law.

26614. Butter. (F.D.C. No. 43730. S. Nos. 15-863/4 R.)

QUANTITY: 385 lbs. in ½-lb. rolls, and 145 lbs. in ¼-lb. prints, at Louisville, Ky.

SHIPPED: 2-25-60, from Lanesville, Ind., by Lanesville Creamery Co.

LABEL IN PART: "Klarer Creamery Butter Packed For The Klarer Company Louisville, Ky."

RESULTS OF INVESTIGATION: Analysis showed the article to be made from decomposed cream.

LIBELED: 3-10-60, W. Dist. Ky. ✓