

SHIPPED: 1-28-63 and prior to 5-7-63, from Stillwater, Minn.
LIBELED: 5-29-63, S. Dist. Tex.
CHARGE: 402(a)(3)—contained roach excreta pellets, insect parts, and mold; and 402(a)(4)—held under insanitary conditions.
DISPOSITION: 7-20-63. Default—destruction.

29245. Nonfat dry milk and soy flour (2 seizure actions). (F.D.C. No. 49286. S. Nos. 46-065/6 X.)

QUANTITY: 103 100-lb. bags of nonfat dry milk, and 8 100-lb. bags of soy flour, at St. Louis, Mo., in possession of Dixie Cream Flour Co.
SHIPPED: 10-29-62 and 6-3-63, from Cairo and Decatur, Ill.
LIBELED: 8-27-63, E. Dist. Mo.
CHARGE: 402(a)(3)—the nonfat dry milk contained insects; and 402(a)(4)—both articles were held under insanitary conditions.
DISPOSITION: 10-4-63 and 10-8-63. Default—destruction.

EGGS

29246. Frozen eggs. (F.D.C. No. 48599. S. No. 13-424 V.)

QUANTITY: 265 30-lb. cans at Chicago, Ill.
SHIPPED: 10-29-62, from Los Angeles, Calif., by Dairy Fresh Associated Foods Co.
LABEL IN PART: (Can) "Whole Eggs * * * Packed by Dairy Fresh Products Co., Los Angeles."
LIBELED: 1-9-63, N. Dist. Ill.
CHARGE: 402(a)(3)—contained decomposed eggs when shipped.
DISPOSITION: 3-1-63. Consent—claimed by Dairy Fresh Associated Foods Co. Segregated; 40 cans denatured.

29247. Frozen eggs. (F.D.C. No. 49423. S. No. 32-833 X.)

QUANTITY: 58 unlabeled 30-lb. cans at Las Vegas, Nev.
SHIPPED: 9-27-63, from Yucaipa, Calif., by Olson Bros., Inc.
LIBELED: 10-17-63, Dist. Nev.
CHARGE: 402(a)(3)—contained decomposed eggs when shipped.
DISPOSITION: 10-25-63. Consent—destruction.

29248. Frozen eggs. (F.D.C. No. 49431. S. Nos. 31-322 X, 32-834 X.)

QUANTITY: 82 unlabeled 30-lb. cans at Las Vegas, Nev.
SHIPPED: Between 9-16-63 and 10-4-63, from Banning, Calif.
LIBELED: 10-29-63, Dist. Nev.
CHARGE: 402(a)(3)—contained decomposed eggs while held for sale.
DISPOSITION: 11-8-63. Consent—destruction.

29249. Frozen eggs. (F.D.C. No. 49394. S. Nos. 41-841/4 X, 41-581/3 X.)

QUANTITY: 730 30-lb. unlabeled cans at Jersey City, N.J.
SHIPPED: Between 6-15-63 and 9-1-63, from Mineola, Tex.

RESULTS OF INVESTIGATION: The article had been prepared in Clifton, N.J., from shell eggs shipped as above and then delivered to Jersey City, N.J., for storage.

LIBELED: 10-10-63, Dist. N.J.

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

DISPOSITION: 11-18-63. Default—destruction.

29250. Frozen eggs. (F.D.C. No. 49320. S. No. 15-138 X.)

QUANTITY: 48 30-lb. cans at Louisville, Ky.

SHIPPED: On unknown dates, shell eggs had been shipped from the State of Indiana.

LABEL IN PART: (Can) "Frozen Whole Eggs * * * Packed By Cox Poultry Farm Valley Station, Ky."

RESULTS OF INVESTIGATION: Investigation showed that Cox Poultry Farm had prepared and packed the article from shell eggs received from various egg producers in the State of Indiana.

LIBELED: 9-17-63, W. Dist. Ky.

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

DISPOSITION: 11-27-63. Default—destruction.

FEEDS AND GRAINS

29251. Shelled feed corn. (F.D.C. No. 48930. S. Nos. 16-001/2 V.)

INFORMATION FILED: 9-6-63, S. Dist. Ind., against Funk Bros. Seed Co., a corporation, Rockville, Ind.

SHIPPED: Between 10-15-62 and 10-17-62, from Indiana to Illinois.

CHARGE: 402(a)(2)(B)—when shipped, the article was a raw agricultural commodity and it bore and contained a pesticide chemical, captan, which was unsafe within the meaning of 408(a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on shelled feed corn had been prescribed.

PLEA: Guilty.

DISPOSITION: 10-10-63. \$200 fine, plus costs.

29252. Tankage and meat and bone scraps. (F.D.C. No. 48768. S. Nos. 33-619/20 V.)

QUANTITY: 143 100-lb. bags of tankage, and 41 100-lb. bags of meat and bone scraps, at St. Paul, Minn.

SHIPPED: 11-5-62 and 2-14-63, from Meriden, Iowa, by Fredrickson Grain Co.

LABEL IN PART: (Tag) "Top-Flyte Brand 60% Digester Tankage * * * Mid-America Milling Company, 34th and Grover, Omaha, Nebraska * * * Ingredients: Meat Residue"; and (tag) "Top-Flyte 50% Meat and Bone Scraps * * * Mid-America Milling Company * * * Ingredients: Meat Residue and Bone."

LIBELED: 5-9-63, Dist. Minn.

CHARGE: 402(a)(2)(C)—when shipped, the articles contained a food additive, namely, leather with chromium salt, which was unsafe within the meaning of 409 since it and its use or intended use were not in conformity with a regulation or exemption in effect pursuant to 409; 402(b)(4)—leather with chromium salt had been added to the articles or mixed or packed therewith