

CHARGE: 402(a)(3)—contained rodent excreta pellets, insects, insect fragments, and rodent hair; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 4-9-64. Default—destruction.

29522. Egg noodles. (F.D.C. No. 49684. S. Nos. 4-386 V, 15-277/9 V.)

INFORMATION FILED: 4-9-64, N. Dist. Ill., against Walter H. Schoneberger, Chicago, Ill.

SHIPPED: Between 12-24-62 and 1-30-63, from Chicago, Ill., to Indianapolis, Ind., and Washington, D.C.

LABEL IN PART: (Case) "MEDIUM [or "BROAD"] ENRICHED PERRY'S BRAND KLUSKI EGG NOODLES 10 LBS NET"; "MEDIUM ENRICHED KO-WE-BA Brand POLISH (KLUSKI) NOODLES Net Weight 10 Lbs."; and "ENRICHED GOLD SPUN Home Style EGG NOODLES Contains the finest Durum Flour, 5.5% Egg Solids, Salt SCHONEBERGER & SONS, CHICAGO, ILL. America's Largest Exclusive Noodle Manufacturers 'There's a Reason' 10 LBS NET WT."

CHARGE: 402(b)(1)—when shipped, a valuable constituent, egg solids, had been in part omitted from the article; 403(g)(1)—the articles failed to conform to the definition and standard for egg noodles, or noodles, since the articles failed to contain not less than 5.5 percent by weight of the solids of egg or egg yolk.

PLEA: Nolo contendere.

DISPOSITION: 4-29-64. \$150 fine, plus costs.

MISCELLANEOUS CEREALS*

29523. Rice. (F.D.C. No. 49456. S. No. 74-280 X.)

QUANTITY: 9 100-lb. bags at St. Louis, Mo.

SHIPPED: 2-4-63, from Stuttgart, Ark.

LBELED: 11-22-63, E. Dist. Mo.

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

DISPOSITION: 1-28-64. Default—delivered to a State agency for use as animal feed.

29524. Rice. (F.D.C. No. 49604. S. No. 69-141 A.)

QUANTITY: 15 100-lb. bags at Minneapolis, Minn., in possession of North Star Warehouse, Inc.

SHIPPED: 3-28-63, from Carlisle, Ark.

LBELED: 1-22-64, Dist. Minn.

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

DISPOSITION: 3-9-64. Default—ordered destroyed or denatured.

29525. Rice. (F.D.C. No. 49814. S. No. 97-034 A.)

QUANTITY: 29 100-lb. bags, at Sacramento, Calif., in possession of North American Food Distributing Co.

*See also Nos. 29518, 29519.

SHIPPED: 11-11-63, from Houston, Tex.
 LIBELED: 2-25-64, N. Dist. Calif.
 CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.
 DISPOSITION: 3-26-64. Default—destruction.

29526. Rice. (F.D.C. No. 49148. S. Nos. 59-951/2 R.)
 INFORMATION FILED: 10-23-63, W. Dist. Wash., against Associated Grocers, Inc., Seattle, Wash., and Willard E. Rhodes, president.

ALLEGED VIOLATIONS: Between 2-17-61 and 6-14-61, while quantities of rice were held for sale after shipment in interstate commerce, the defendants caused the rice to be held in a building that was accessible to birds and to be exposed to contamination by birds, which act resulted in the rice being adulterated.

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

PLEA: Guilty by the corporation; nolo contendere by the individual.

DISPOSITION: 4-13-64. Corporation—\$1,000 fine, plus costs; individual—\$100 fine.

29527. Rice. (F.D.C. No. 49824. S. No. 45-018 A.)

QUANTITY: 13 100-lb. bags at Twin Falls, Idaho, in possession of General Wholesale Co.

SHIPPED: Between 10-18-63 and 12-5-63, from Salt Lake City, Utah.

LIBELED: 3-11-64, Dist. Idaho.

CHARGE: 402(a)(4)—held under insanitary conditions.

DISPOSITION: 4-22-64. Default—destruction.

29528. Wheat. (F.D.C. No. 48512. S. No. 26-324 V.)

QUANTITY: 112,320 lbs. at Ottawa Lake, Mich.

SHIPPED: 12-29-62, from New Haven, Mich., by New Haven Farmer's Elevator Co., to Detroit, Mich., and from there to Toledo, Ohio, where it was reshipped to Ottawa Lake, Mich.

LIBELED: 1-9-63, E. Dist. Mich.

CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.

DISPOSITION: 2-25-63. Consent—claimed by Frutchey Bean Co., Ottawa Lake, Mich., and reconditioned.

29529. Wheat. (F.D.C. No. 49600. S. No. 55-543 A.)

QUANTITY: 91,200 lbs. at Kansas City, Kans.

SHIPPED: 1-2-64, from McDonald, Kans., by McDonald Grain Co.

LIBELED: 1-16-64, Dist. Kans.

CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.

DISPOSITION: 2-5-64. Consent—claimed by Simonds-Shields-Theis Grain Co. Reconditioned—5,350 lbs. segregated as unfit.

29530. Wheat. (F.D.C. No. 49810. S. No. 103-315 A.)

QUANTITY: 86,320 lbs. at Spokane, Wash.

SHIPPED: 2-7-64, from Hamilton, Mont., by Teslow, Inc.