

(b) Compound "1080" was dispensed only in protected bait stations, firmly attached to the building or otherwise secured against being overturned; the bait stations were kept locked or serviced regularly with written records maintained concerning the servicing operations; the bait stations were constructed so as to provide for the adequate and secure containment, by blotting, by a leak-proof receptacle, or by other means, of any compound "1080" which might be spilled and to provide that no compound "1080" would come in contact with or be mingled with any article of food;

(c) Compound "1080" was prepared by the defendants and their officers, agents, servants, employees, representatives, and all persons in active concert or participation with them or any of them, at their place of business and was colored with 0.5% Nigrosine black dye;

(d) Responsibility for control of compound "1080" in use in such buildings was vested in one person of established reliability, and this person was fully informed as to the acceptable procedures for use of compound "1080" and as to the potential hazards of careless use; and

(e) Such other precautions were taken by the defendants as were necessary to keep all foods in such buildings safe from contamination by compound "1080"; and

That all foods held in food establishments serviced by the defendants be examined and that the portions thereof which were contaminated with such rodenticide be destroyed under the supervision of the Food and Drug Administration, Department of Health, Education, and Welfare, and thus brought into compliance with the provisions of the Act, all costs to be borne by the defendants.

29636. Unpopped popcorn. (F.D.C. No. 49836. S. Nos. 6-424/25 A.)

QUANTITY: 77 cases of 12 2-lb. bags each, and 22 cases of 6 4-lb. bags at Roanoke, Va.

SHIPPED: 10-22-62, from Murray, Ky.

LIBELED: 3-17-64, W. Dist. Va.

CHARGE: 402(a)(3)—contained live and dead insects, insect fragments, and insect frass, while held for sale.

DISPOSITION: 4-24-64. Default—ordered delivered to a public institution for use as animal feed.

29637. Unpopped popcorn. (F.D.C. No. 49385. S. Nos. 31-073/4 X.)

QUANTITY: 131 50-lb. bags, and 13 100-lb. bags at Los Angeles, Calif.

SHIPPED: From 6-29-63 to 7-23-63, from Milford, Ill., by Alver Bros. Co.

LABEL IN PART: (Bag) "Premier 404 Popcorn Alver Brothers Company Distributors Milford, Illinois [or "Processed by Alver Popcorn Company, Watseka, Ill."]."

LIBELED: 10-8-63, S. Dist. Calif.

CHARGE: 402(a)(3)—contained insects and/or rodent excreta pellets; and 402(a)(4)—prepared, packed, and held under insanitary conditions.

DISPOSITION: 11-20-63. Default—destruction.