

CHARGE: 402(a)(4)—held under insanitary conditions.
DISPOSITION: 3-25-65. Consent—claimed by Flagstaff Food Corp. Segregated; 175 lbs. destroyed.

30237. Rolled oats, macaroni, elbow macaroni, pinto beans, sugar, and potatoes. (F.D.C. No. 50462. S. Nos. 15-953 X, 15-956/7 X, 30-312 A, 30-314/15 A.)

INFORMATION FILED: 9-22-64, E. Dist. Tenn., against Smotherman-Womack Co., Inc., Tullahoma, Tenn.

ALLEGED VIOLATION: Between 1-16-63 and 1-30-64, while quantities of rolled oats, macaroni, elbow macaroni, pinto beans, sugar, and potatoes were being held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building that was accessible to insects and rodents and to be exposed to contamination by insects and rodents, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—contained insects, insect larvae, cast skins, and rodent and mouse pellets; and 402(a)(4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 2-1-65. \$600 fine.

30238. Donut mix. (F.D.C. No. 51039. S. No. 14-924 A.)

INFORMATION FILED: 4-28-65, Dist. Conn., against Berkshire Bakers, Inc., Bridgeport, Conn., and Raymond T. Iwanicki, president and treasurer.

ALLEGED VIOLATIONS: Between 9-12-63 and 9-3-64, while quantities of donut mix were being held for sale after shipment in interstate commerce, the defendants caused the article 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)—was rodent gnawed and contained rodent excreta; and 402(a)(4)—held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 7-19-65. Corporation—\$1,000 fine; individual—probation for 2 years.

30239. Cornmeal mix and flour. (F.D.C. No. 50971. S. Nos. 114-182/3 A.)

QUANTITY: 175 25-lb. bags of cornmeal mix and 168 bales of 2 25-lb. bags each of flour at Huntington, W. Va., in possession of Davis Wholesale Co., Inc.

SHIPPED: 10-30-64 and 12-7-64, from Hopkinsville and Louisville, Ky.

LIBELED: 1-11-65, S. Dist. W. Va.

CHARGE: 402(a)(3)—the articles were rodent gnawed, and the cornmeal contained rodent excreta pellets; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 3-30-65. Consent—claimed by Davis Wholesale Co., Inc. Reconditioned; 129 bags of cornmeal mix denatured and 147 bags of flour denatured; 46 bags of cornmeal mix and 43 bags of flour destroyed.

30240. Cornmeal mix. (F.D.C. No. 50977. S. No. 114-184 A.)

QUANTITY: 187 bales, each containing 10 5-lb. bags, at Huntington, W. Va., in possession of Davis Wholesale Co., Inc.

SHIPPED: 11-23-64 and 12-7-64, from Hopkinsville, Ky.