

condemnation of 8 sacks of flour at Baton Rouge, La., 277 bags at Morgan City, La., 143 bags at Plaquemine, La., and 24 bags of the same product at Lockport, La.; alleging that the article had been shipped in interstate commerce between the dates of September 8, 1937, and August 10, 1938, by the Larabee Flour Mills Co., one portion from Clinton, Mo., a second from Kansas City, Mo., and a third portion from Hutchinson, Kans.; and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was variously labeled in part: "Larabee's * * * High Top Flour * * * Bleached"; "Aetna Silk High Patent Flour Manufactured By The Aetna Mills, Wellington, Kans., Bleached"; and "Red Ball Flour Bleached * * * Mfg. for the Consolidated Companies, Inc."

It was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

A portion of the article was alleged to be misbranded in that the statement "flour" was false and misleading and tended to deceive and mislead the purchaser when applied to flour that was bleached; and in that it was labeled so as to deceive or mislead the purchaser since the label failed to bear a conspicuous declaration of the fact that it was bleached.

On November 5 and 9, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29890. Adulteration of frozen whole eggs. U. S. v. 300 Cans of Frozen Whole Eggs. Consent decree of condemnation. Product released under bond conditioned that decomposed portion be denatured or destroyed. (F. & D. No. 44304. Sample No. 12130-D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original unbroken packages at the time of examination, was found to be in part decomposed.

On November 7, 1938, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 300 cans of frozen whole eggs at Jersey City, N. J.; alleging that the article had been shipped on or about May 31, 1938, by Henningsen Bros., Inc., from Fort Worth, Tex.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a decomposed animal substance.

On December 12, 1938, Henningsen Bros., Inc., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond conditioned that the decomposed eggs be destroyed, or denatured so that they could not be used for food.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29891. Adulteration of hominy grits. U. S. v. 220 Bags of Hominy Grits (and 2 other seizure actions). Default decree of condemnation and destruction. (F. & D. Nos. 43469, 43470, 43490, 43491, 43560. Sample Nos. 38017-D, 38018-D, 38081-D, 38082-D, 38210-D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original unbroken packages at the time of examination, was found to be insect-infested.

On August 25 and 31, 1938, the United States attorney for the Eastern District of Louisiana, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 272 bags of hominy grits in various lots at Baton Rouge, New Roads, and New Orleans, La.; alleging that the article had been shipped within the period from on or about July 6, 1938, to on or about August 11, 1938, by Quaker Oats Co., in part from St. Joseph, Mo., and in part from Kansas City, Mo.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Aunt Jemima Hominy Grits."

It was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On November 8 and 9, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*