

FEDERAL SECURITY AGENCY**FOOD AND DRUG ADMINISTRATION****NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG,
AND COSMETIC ACT**

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

1401-1500

FOODS

The cases reported herewith, commenced prior to June 30, 1940, were instituted in the United States District Courts by the United States attorneys acting upon reports submitted by direction of the Secretary of Agriculture; and those commenced on and after that date were similarly instituted upon reports submitted by direction of the Federal Security Administrator.

PAUL V. MCNUTT, *Administrator, Federal Security Agency.*

WASHINGTON, D. C., August 11, 1941.

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CEREAL PRODUCTS**FLOUR AND CORN MEAL**

1401. Adulteration of flour. U. S. v. 238, 21, and 33 Bags of Flour. Default decree of condemnation and destruction. (F. D. C. No. 2467. Sample Nos. 1400-E, 28701-E, 28702-E.)

Examination showed that these products were contaminated with rodent pellets.

On or about August 7, 1940, the United States attorney for the Western District of Virginia filed a libel against 292 bags of flour at Bristol, Va., alleging that the article had been shipped in interstate commerce on or about May 7, 1940, by the Loudonville Milling Co. from Loudonville, Ohio; and charging that it was adulterated. The article was labeled in part: "Fancy Winter Flour Southern Queen," or "The Grand Flour."

It was alleged to be adulterated in that it consisted in whole or in part of a filthy substance; and in that it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

On November 11, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

Nos. 1402 to 1405, inclusive, report the seizure and disposition of flour and corn meal that had been shipped in interstate commerce and were in interstate commerce at the time of examination, at which time the products were found to be insect-infested.

1402. Adulteration of flour. U. S. v. 46 and 27 Bags of Flour. Decree of condemnation and destruction. (F. D. C. No. 2432. Sample Nos. 28088-E, 28089-E.)

On July 29, 1940, the United States attorney for the Eastern District of North Carolina filed a libel against a total of 73 bags of flour at Roanoke Rapids, N. C., alleging that the article had been shipped in interstate commerce on or about May 21, 1940, by the Nappanee Milling Co. Inc., from Nappanee, Ind.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance. The article was labeled in part: "Peerless Bleached Self-Rising Flour," or "Happy Day Bleached Flour."

On October 15, 1940, R. E. Cleaton, Jr., trading as Roanoke Rapids Grocery Co., Roanoke Rapids, N. C., having appeared as claimant, judgment of condemnation was entered. The decree provided that the product be destroyed after 30 days but that it might be taken down under bond by the claimant within that time. Bond was not filed and the product was destroyed in accordance with said decree.

1403. Adulteration of whole wheat flour. U. S. v. 64 Sacks of Flour. Consent decree of condemnation. Product ordered released under bond to be denatured for use as feed for livestock. (F. D. C. No. 2994. Sample No. 11123-E.)

On September 17, 1940, the United States attorney for the Southern District of Texas filed a libel against 64 sacks of flour at Houston, Tex., alleging that the article had been shipped in interstate commerce on or about July 31, 1940, by the Ralston Purina Co. from St. Louis, Mo.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance. The article was labeled in part: (Tag) "Purina Whole Wheat Flour."

On October 18, 1940, the Ralston Purina Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be denatured for use as feed for livestock.

1404. Adulteration of corn meal and pancake flour. U. S. v. 17 and 13 Cases of Corn Meal, and 5 and 5 Cases of Pancake Flour. Default decree of condemnation and destruction. (F. D. C. Nos. 3273, 3274. Sample Nos. 32280-E to 32283-E, incl.)

On October 24, 1940, the United States attorney for the District of Arizona filed a libel against 30 cases of corn meal and 10 cases of pancake flour at Tucson, Ariz., alleging that the articles had been shipped in interstate commerce on or about September 22, 1939, by the Pillsbury Flour Mills Co. from Springfield, Ill.; and charging that they were adulterated in that they consisted in whole or in part of filthy substances. The articles were labeled variously: "Pillsbury's White Corn Meal"; "Yellow Corn Meal"; "Pancake Flour"; or "Buckwheat Wheat and Corn Pancake Flour."

On December 13, 1940, no claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

1405. Adulteration of corn meal. U. S. v. 81 5-pound Bags, 162 10-pound Bags, and 112 20-pound Bags of Corn Meal. Default decree of condemnation and destruction. (F. D. C. No. 3988. Sample No. 65408-E.)

On April 1, 1941, the United States attorney for the District of New Mexico filed a libel against the above-named quantities of corn meal at Clovis, N. Mex., alleging that the article had been shipped in interstate commerce on or about July 24, 1940, by the Quaker Oats Co. from St. Joseph, Mo.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance. It was labeled in part: "Aunt Jemima White Cream Corn Meal."

On April 30, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1406. Adulteration of corn meal. U. S. v. 712 10-pound Bags and 192 24-pound Bags of Corn Meal. Default decree of condemnation and destruction. Product ordered delivered to public institution for use as stock and hog feed. (F. D. C. No. 2704. Sample No. 27323-E.)

This product contained rodent excreta and rodent hairs.

On August 30, 1940, the United States attorney for the Southern District of West Virginia filed a libel against the above-named quantities of corn meal at Welch, W. Va., alleging that the article had been shipped in interstate com-