

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments and insect excreta, and was otherwise unfit for food.

DISPOSITION: December 11, 1943. The Great Atlantic & Pacific Tea Co. having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond for use as animal feed.

5825. Adulteration of soy flour. U. S. v. 37 Bags of Fat-T-Soy. Consent decree of condemnation. Product ordered destroyed. (F. D. C. No. 11101. Sample No. 28068-F.)

LIBEL FILED: November 16, 1943, Northern District of Georgia.

ALLEGED SHIPMENT: On or about August 12, 1943, by the Central Soya Co., Inc., Decatur, Ind.

PRODUCT: 37 100-pound bags of soy flour at Atlanta, Ga.

LABEL, IN PART: "100 Lbs. Net Edible Soya Central Soya Fat-T-Soy."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of moth larvae, webby material, and insect excreta.

DISPOSITION: November 22, 1943. The owner having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered destroyed.

5826. Adulteration of flour. U. S. v. 240 Sacks of Flour (and 3 other seizure actions against flour). Decrees of condemnation. Portion of product ordered released under bond to be used for purposes other than human consumption; remainder ordered destroyed. (F. D. C. Nos. 10307, 10418, 10709, 11257. Sample Nos. 33991-F, 33992-F, 40917-F, 49007-F, 52875-F.)

LIBELS FILED: Between July 8 and September 10, 1943, Eastern District of Virginia, Western District of Pennsylvania, Eastern District of Louisiana, and Southern District of Ohio.

ALLEGED SHIPMENT: From on or about June 10 to July 8, 1943, by the Russell-Miller Milling Co. from Buffalo, N. Y., and Alton, Ill.

PRODUCT: 240 bags of flour at Norfolk, Va., 37 bags of flour at Erie, Pa., 500 bags of flour at New Orleans, La., and 19 bags of flour at Cincinnati, Ohio.

LABEL, IN PART: "Producer Flour," or "Special Powerful Blending Flour."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of one or more of the following: Larvae, cast skins, insect fragments, weevils, pupae, beetles, and rodent hair fragments.

DISPOSITION: November 6, 1943. L. Kayer and Jake Battleman, trading as the Baltimore Bakery, Norfolk, Va., claimants for the 240 bags of flour at Norfolk, Va., having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be salvaged for purposes other than human consumption, under the supervision of the Food and Drug Administration. It was sold to a foundry to be used in core making. No claimant having appeared for the other lots, judgments of condemnation were entered between October 18, 1943, and February 7, 1944, and the product was ordered destroyed. The lot at Cincinnati was fed to hogs.

5827. Adulteration of flour. U. S. v. 13 Bags of Flour. Default decree of condemnation. Product ordered delivered to a charitable institution for use as animal feed. (F. D. C. No. 10993. Sample No. 21931-F.)

LIBEL FILED: October 23, 1943, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 19, 1943, by the Mahoning Valley Flour Co. from Youngstown, Ohio.

PRODUCT: 13 bags of flour at Ellwood City, Pa.

LABEL, IN PART: "Mother Hubbard Flour Bleached Manufactured By Hubbard Milling Company, Mankato, Minn."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence therein of insects, larvae and insect fragments.

DISPOSITION: December 29, 1943. No claim having been entered, the product was condemned, and the goods were ordered delivered to a charitable institution to be denatured and used for animal feed.