

PRODUCT: A total of 95 cases of macaroni, spaghetti, and vermicelli, at Santa Fe, N. Mex., and a total of 320 cases and 45 boxes of macaroni, vermicelli, and "Shel-Roni," at Albuquerque, N. Mex.

LABEL, IN PART: "American Beauty * * * Macaroni [or "Spaghetti," "Vermicelli," "Large Elbo," or "Shel-Roni"]."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances, (75 cases) insect fragments and a fragment similar to rodent hairs, (20 cases) insect fragments and rodent hairs, and (320 cases and 45 boxes) rodent hairs; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they might have become contaminated with filth.

DISPOSITION: June 23, 1944. No claimant having appeared, judgments of condemnation were entered and the products were ordered delivered to the State Fish and Wildlife Service, for uses other than human consumption.

6007. Adulteration of macaroni. U. S. v. 63 Boxes of Macaroni. Default decree of condemnation and destruction. (F. D. C. No. 12245. Sample No. 52299-F.)

LIBEL FILED: April 24, 1944, District of Maine.

ALLEGED SHIPMENT: On or about March 22, 1944, by the Italia Macaroni Co., from Worcester, Mass.

PRODUCT: 63 boxes, each containing 20 pounds, of macaroni at Rumford, Maine.

LABEL, IN PART: "Italia Extra Fine Made From Pure No. 1 Semolina Macaroni."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: July 1, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6008. Adulteration and misbranding of egg noodles. U. S. v. 126 Cases and 98 Cases of Noodles. Default decree of condemnation. Product ordered delivered to a Federal institution for use as hog feed. (F. D. C. No. 12397. Sample No. 76352-F.)

LIBEL FILED: On or about May 18, 1944, District of Connecticut.

ALLEGED SHIPMENT: On or about April 14, 1944, by Meyer's Egg Noodle Co., Glendale, Long Island, N. Y.

PRODUCT: 126 cases, each containing 12 1-pound bags, and 98 cases, each containing 24 8-ounce bags, of noodles at West Haven, Conn.

LABEL, IN PART: (Bags) "Dutch Maid * * * Pure Egg Noodles Made From Durum Flour and Egg Yolk Distributed By Pfrang Inc. * * * West Haven, Conn."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (1), in that a valuable constituent, egg, had been in part omitted from the article; and, Section 402 (b) (2), in that a substance, noodles deficient in egg solids, had been substituted in whole or in part for egg noodles, which the article was represented to be.

Misbranding, Section 403 (a), in that the statement which appeared on the label, "Pure Egg Noodles," was false and misleading as applied to an article deficient in egg solids.

DISPOSITION: August 7, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a Federal institution to be used for hog feed.

6009. Misbranding of egg noodles with fresh mushrooms. U. S. v. 25 Cases of Egg Noodles with Fresh Mushrooms. Default decree of condemnation. Product ordered delivered to a charitable organization. (F. D. C. No. 12145. Sample No. 66376-F.)

LIBEL FILED: April 6, 1944, District of New Jersey.

ALLEGED SHIPMENT: On or about March 16, 1944, by the Universal Food Co., from Central Islip, N. Y.

PRODUCT: 25 cases, each containing 24 1-pound jars, of the above-named product, at Newark, N. J.

LABEL, IN PART: "The Original Valerio Egg Noodles with Fresh Mushrooms * * * Manufactured by A. Valerio Sole Distributors Universal Food Co. New York, N. Y."

VIOLATION CHARGED: Misbranding, Section 403 (a), the prominent designation, "Egg Noodles with Fresh Mushrooms," was false and misleading as applied to the article, which contained no mushrooms.

DISPOSITION: June 5, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable organization.

6010. Misbranding of spaghetti dinner. U. S. v. 72 Cases of Spaghetti Dinner. Consent decree of condemnation. Product ordered released under bond for relabeling. (F. D. C. No. 12288. Sample No. 48877-F.)

LIBEL FILED: April 29, 1944, Southern District of Ohio.

ALLEGED SHIPMENT: On or about March 3, 10, and 24, 1944, by M & C Foods, Inc., Chicago, Ill.

PRODUCT: 72 cases, each containing 24 packages, of spaghetti dinner, at Cincinnati, Ohio.

LABEL, IN PART: (Packages.) "M & C Complete Meatless Spaghetti Dinner."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statements on the packages, "Spaghetti * * * Contents 7 ounces avoirdupois," and on the cartons, "Net Wgt. 7 ounces," were false and misleading as applied to an article that was short weight; and, Section 403 (e) (2), it was food in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: June 3, 1944. M & C Foods, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Food and Drug Administration.

CORN MEAL

6011. Adulteration of corn meal. U. S. v. John B. Edgar, and Joseph C. Roney (Humphreys Mills). Pleas of guilty. Each defendant fined \$1,200. (F. D. C. No. 11352. Sample Nos. 40845-F, 40846-F, 47204-F, 47205-F.)

INDICTMENT RETURNED: June 5, 1944, Western District of Tennessee, against John B. Edgar and Joseph C. Roney, trading as Humphreys Mills, Memphis, Tenn.

ALLEGED SHIPMENT: From on or about June 21 to August 14, 1943, from the State of Tennessee into the State of Mississippi.

LABEL, IN PART: "Snow White Cream [or "Home Ground"] Meal Milled [or "Packed"] for King Grocery Co., of Mississippi" or "Yellow * * * Honey Suckle Cream Meal."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta fragments, rodent hairs, rodent hair fragments, hairs resembling rodent hairs, and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: June 19, 1944. Pleas of guilty; each defendant fined \$300 on each of 4 counts.

6012. Adulteration of corn meal. U. S. v. 149 Sacks of Corn Meal. Consent decree of condemnation. Product ordered released under bond for use as animal feed. (F. D. C. No. 12119. Sample No. 61478-F.)

LIBEL FILED: On or about April 10, 1944, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about March 13, 1944, by the P. P. Williams Co., Vicksburg, Miss.

PRODUCT: 149 sacks of corn meal at Franklinton, La.

LABEL, IN PART: "24 Lbs Net Unbolted Red Wing Home Ground Corn Meal * * * Manufactured by Hill City Flour Co Vicksburg, Miss."

VIOLATIONS 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 rodent excreta, rodent hairs, and insect fragments.

DISPOSITION: July 10, 1944. The P. P. Williams Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for conversion into animal feed, under the supervision of the Food and Drug Administration.