

6617. Adulteration of doughnuts. U. S. v. Yum Yum Baking Co., Inc. Plea of guilty. Fine of \$500 on count 1; sentence suspended on count 2; defendant placed on 3 months' probation. (F. D. C. No. 10627. Sample Nos. 45209-F, 45264-F, 45265-F.)

INFORMATION FILED: On February 15, 1944, in the Eastern District of New York, against the Yum Yum Baking Co., Inc., Brooklyn, N. Y.

ALLEGED SHIPMENT: Between the approximate dates of May 9 and 24, 1943, from the State of New York into the State of New Jersey.

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, cat, and human hair fragments, insect fragments, paint fragments, and wood splinters; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 14, 1944. A plea of guilty having been entered, the defendant was fined \$500 on count 1, sentence was suspended on count 2, and the defendant was placed on probation for a period of 3 months.

6618. Adulteration of coconut macaroons. U. S. v. 60 Bags of Coconut Macaroons. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 8424. Sample No. 4282-F.)

LIBEL FILED: September 25, 1942, Northern District of Ohio.

ALLEGED SHIPMENT: On or about September 19, 1939, from New York, N. Y.

PRODUCT: 60 bags, each containing 100 pounds, of coconut macaroons at Kenton, Ohio, in possession of the Runkle Co.

The product was stored under insanitary conditions after shipment. Examination showed that it contained weevils, larvae, insect fragments, mites, rodent excreta, and rodent hairs.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 24, 1942. The Runkle Co., claimant, having admitted the allegations in the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law under the supervision of the Food and Drug Administration.

CORN MEAL

6619. Adulteration of corn meal. U. S. v. 24 Bags of Corn Meal. Default decree of condemnation. Product ordered delivered to a Federal correctional institution. (F. D. C. No. 11886. Sample No. 66369-F.)

LIBEL FILED: February 25, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about September 9, 1943, by the Eagle Roller Mills Co., New Ulm, Minn.

PRODUCT: 24 bags, each containing 100 pounds, of corn meal at New York, N. Y.

LABEL, IN PART: (Portion) "Fine Bolted Yellow Corn Meal * * * MacFadden Foundation."

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 insects, larvae, pupae, cast skins, head capsules, insect fragments, rodent excreta, and rodent hair fragments.

DISPOSITION: April 3, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a Federal correctional institution.

6620. Adulteration of corn meal. U. S. v. 588 Bags of Corn Meal. Default decree of condemnation. Product ordered sold for use as stock feed. (F. D. C. No. 11836. Sample Nos. 61016-F, 61020-F.)

LIBEL FILED: February 21, 1944, Southern District of Alabama.

ALLEGED SHIPMENT: On or about November 10, 1943, from Kansas City, Mo.

PRODUCT: 588 bags, each containing 10 pounds, of corn meal at Mobile, Ala., in possession of Taylor-Lowenstein & Co.

The product had been stored under insanitary conditions after shipment. The bags were contaminated with rodent excreta and rodent urine; and some of the bags were rodent-cut. Examination showed that the product contained rodent excreta and rodent hairs.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 28, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold for use as stock feed.

FLOUR

Nos. 6621 to 6631 and 6633 to 6638 report actions involving flour that was contaminated with one or more of the following types of filth: Insects, insect fragments, larvae, pupae, head capsules, cast skins, webbing, rodent hairs, rodent hair fragments, rodent excreta, urine, and mold. (In those cases in which the time of contamination is known, that fact is stated in the notice of judgment.) In addition, the flour reported in No. 6632 had failed to meet the standard for enriched flour.

6621. Adulteration of flour. U. S. v. 329 Bags of Flour. Default decree of condemnation. Product ordered sold for use as stock feed. (F. D. C. No. 11855. Sample No. 61017-F.)

LIBEL FILED: February 21, 1944, Southern District of Alabama.

ALLEGED SHIPMENT: On or about December 30, 1943, from Millstadt, Ill.

PRODUCT: 329 bags, each containing 10 pounds, of flour at Mobile, Ala., in possession of the M. Forchheimer Flour Co.

The article had been stored under insanitary conditions after shipment. The bags were rodent-gnawed and contained urine stains. Examination of samples showed that the article was contaminated with rodent excreta and urine.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 28, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold for use as stock feed.

6622. Adulteration of flour. U. S. v. 83 Bags and 19 Bags of Flour. Default decrees of forfeiture and destruction. (F. D. C. Nos. 12984, 12985. Sample Nos. 48598-F, 48599-F.)

LIBELS FILED: July 20, 1944, Southern District of Indiana.

ALLEGED SHIPMENT: On or about March 24 and June 16, 1944, from Crete, Nebr., and Clay Center, Kans.

PRODUCT: Flour: 102 100-pound bags, at Evansville, Ind., in the possession of Charles Nunn and Sons.

This product has been stored, after shipment, under insanitary conditions. Examination disclosed the presence of larvae, insect cast skins, and storage insect fragments in the product.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 12, 1944. No claimant having appeared, judgments of forfeiture were entered and the product was ordered destroyed.

6623. Adulteration of plain flour. U. S. v. 18 Bags of Flour. Default decree of condemnation and destruction. (F. D. C. No. 13101. Sample No. 68063-F.)

LIBEL FILED: July 31, 1944, Southern District of Ohio.

ALLEGED SHIPMENT: On or about March 23, 1944, by the Commander Milling Co., Minneapolis, Minn.

PRODUCT: Flour: 18 bags, each containing 100 pounds, at Cincinnati, Ohio.

LABEL, IN PART: "Conqueror Strong Fancy Clear Flour Bleached."

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 larvae, weevils, cast skins, and insect fragments.

DISPOSITION: August 30, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.