

9416. Adulteration of corn meal. U. S. v. 74 Bags and 87 Bags of Corn Meal (and 1 other seizure action against corn meal). Default decrees of condemnation. Product ordered disposed of as animal and poultry feed. (F. D. C. Nos. 18505, 18506. Sample Nos. 23526-H to 23529-H, incl.)

LIBELS FILED: November 27, 1945, Eastern District of Illinois and Middle District of Tennessee.

ALLEGED SHIPMENT: Between the approximate dates of October 4 and 31, 1945, by the Mayfield Milling Co., Inc., from Mayfield, Ky.

PRODUCT: 74 5-pound bags and 87 10-pound bags of corn meal at Cairo, Ill., and 70 10-pound bags and 8 25-pound bags of the same product at Dover, Tenn.

LABEL, IN PART: "Jersey Cream Corn Meal."

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

DISPOSITION: March 2 and 22, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered disposed of for use as animal and poultry feed.

FLOUR*

Nos. 9417 to 9443 report actions involving flour that was insect- or rodent-infested, or both. (In those cases in which the time of contamination was known, that fact is stated in the notice of judgment.) In addition, the flour reported in Nos. 9444 to 9449 failed to meet the standard for enriched flour.

9417. Adulteration of brewer's grits and flour. U. S. v. 757 Bags of Brewers Grits (and 3 other seizure actions against flour). Decrees of condemnation. One lot ordered released under bond; two lots ordered used for animal feed; remaining lot ordered destroyed. (F. D. C. Nos. 17670, 18113, 18256, 18780. Sample Nos. 14206-H, 14560-H, 51012-H, 52604-H.)

LIBELS FILED: September 25, October 31, and November 13, 1945, and January 4, 1946, Southern District of Ohio, Southern District of Indiana, District of Minnesota, and Eastern District of Kentucky.

ALLEGED SHIPMENT: Between the approximate dates of May 2 and August 18, 1945, by the International Milling Co., from Greenville, Tex., and New Prague and Minneapolis, Minn.

PRODUCT: Brewer's grits: 757 100-pound bags at Cincinnati, Ohio. Flour: 28 100-pound bags at Indianapolis, Ind., 69 100-pound bags at Frankfort, Ky., and 60 140-pound bags at St. Paul, Minn.

LABEL, IN PART: "Calla Lily [or "Red Dragon," or "Seal of Minnesota"] Flour."

NATURE OF CHARGE: Adulteration, Section 402(a)(3), the products consisted in whole or in part of filthy substances by reason of the presence of beetles, larvae, weevils, and insect fragments.

DISPOSITION: November 9 and December 12, 1945, and February 26, 1946. The Clyffside Brewing Co., Cincinnati, Ohio, claimant for the Cincinnati lot, and the International Milling Co., claimant for the Frankfort lot, having admitted the allegations of the libels against those lots, judgments of condemnation were entered. The Cincinnati lot was ordered released under bond to be converted into stock feed, under the supervision of the Food and Drug Administration. The Frankfort lot having been sold for conversion into stock feed prior to the entry of a decree, the court ordered the proceeds from the sale paid into the court and the costs deducted and the balance paid to the claimant. No claimant having appeared for the remaining lots, judgments were entered ordering that the St. Paul lot be destroyed unless reprocessed and disposed of as animal feed, under the supervision of the Food and Drug Administration, and that the Indianapolis lot be forfeited and destroyed.

9418. Adulteration of flour. U. S. v. 428 Bags of Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 19325. Sample No. 14397-H.)

LIBEL FILED: March 8, 1946, Southern District of Ohio.

ALLEGED SHIPMENT: On or about December 29, 1945, from Indianapolis, Ind.

PRODUCT: 428 100-pound bags of flour at Cincinnati, Ohio, in the possession of

*See also No. 9408.

the Kroger Grocery & Baking Co. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent excreta and urine stains were observed on them. Examination showed that the product contained rodent excreta and urine.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been stored under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 15, 1946. The Kroger Grocery and Baking 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 and converted into stock feed, under the supervision of the Food and Drug Administration.

9419. Adulteration of flour. U. S. v. 95 Bags and 222 Bags of Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18618. Sample Nos. 32283-H, 32284-H.)

LIBEL FILED: December 13, 1945, District of Arizona.

ALLEGED SHIPMENT: On or about April 19, 1945, by the Eagle Flour Mills, from Denver, Colo.

PRODUCT: 317 25-pound bags of flour at Prescott, Ariz.

LABEL, IN PART: (Bag) "Pride of the Rockies Flour * * * The Denver Flour Mills Co. Denver, Colorado," or "Bleached Bellerose Flour * * * The Pueblo Flour Mills Co. Pueblo, Colorado."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of beetles, larvae, and insect fragments.

DISPOSITION: January 24, 1946. The Allen Trading Co., an Arizona corporation, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be converted into animal feed, under the supervision of the Federal Security Agency.

9420. Adulteration of flour. U. S. v. 55 Bags and 204 Bags of Flour. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 19158, 19159. Sample Nos. 1248-H, 1815-H.)

LIBELS FILED: February 4, 1946, Northern District of Georgia.

ALLEGED SHIPMENT: On or about November 5 and 15 and December 4, 1945, from Cleveland, Tenn., and Alton, Ill.

PRODUCT: 259 140-pound bags of flour at Atlanta, Ga., in the possession of the Puritan Mills. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent pellets and urine stains were observed on them. Examination of the product showed the presence of rodent urine and (in one lot) rodent excreta.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article 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 adulterated with filth.

DISPOSITION: February 20, 1946. The Puritan Mills, claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond for the separation of the fit from the unfit portion and the conversion of the latter into stock feed under the supervision of the Federal Security Agency.

9421. Adulteration of flour. U. S. v. 134 Bags of Flour. Consent decree of condemnation. Product ordered sold for use as hog feed. (F. D. C. No. 17199. Sample No. 7780-H.)

LIBEL FILED: August 27, 1945, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about February 5, 1945, from Indianapolis, Ind.

PRODUCT: 134 100-pound bags of flour at Scranton, Pa., in the possession of the Pennsylvania Baking Co. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent pellets and urine stains were observed on them. Examination showed that the flour