

DISPOSITION: October 2, 1945. The Thomas Baking Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for conversion into stock feed, under the supervision of the Food and Drug Administration.

9639. Adulteration of doughnut flour. U. S. v. 115 Bags of Doughnut Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16752. Sample No. 23014-H.)

LIBEL FILED: June 30, 1945, Western District of Tennessee.

ALLEGED SHIPMENT: Between the approximate dates of May 1 and June 5, 1945, from Dallas, Tex.

PRODUCT: 115 100-pound bags of doughnut flour at Memphis, Tenn., in the possession of the Southern Maid Donut 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, beetles, larvae, and insect fragments.

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 contaminated with filth.

DISPOSITION: September 12, 1945. The Southern Maid Donut Co., Memphis, Tenn., 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 for use other than human consumption, under the supervision of the Federal Security Agency.

9640. Adulteration of whole wheat flour, rye flour, and plain flour. U. S. v. 15 Bags of Whole Wheat Flour (and 3 other seizure actions against whole wheat flour, rye flour, and plain flour). Decrees of condemnation. Two lots ordered released under bond; one lot ordered sold to be denatured for use as hog feed, and remaining lot ordered destroyed. (F. D. C. Nos. 17152, 17671, 17725, 18084. Sample Nos. 7779-H, 14207-H to 14209-H, incl., 14212-H, 14213-H, 52603-H.)

LIBELS FILED: August 20, September 25, October 3, and November 7, 1945, Middle District of Pennsylvania, Southern District of Ohio, and Southern District of Indiana.

ALLEGED SHIPMENT: Between the approximate dates of March 28 and August 1, 1945, by the King Midas Flour Mills, Hastings and Minneapolis, Minn.

PRODUCT: 15 bags of whole wheat flour at Scranton, Pa.; 61 bags of rye flour, 10 bags of whole wheat flour, and 45 bags of plain flour at Cincinnati, Ohio; and 10 bags of plain flour at Indianapolis, Ind. Each bag contained 100 pounds of flour.

LABEL, IN PART: "King Midas Pure Dark Rye [or "Fine Whole Wheat," or "Pure Medium Rye"] Flour," "Bracer Fancy First Clear Flour," or "Fancy Clear Vermillion Flour Bleached."

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 insect fragments, insects, insect excreta, larvae, beetles, and weevils.

DISPOSITION: October 17 and 18 and December 12, 1945. The King Midas Flour Mills, claimant for the Cincinnati lots, having admitted the allegations of the libels, judgments of condemnation were entered and those lots were ordered released under bond to be converted into stock feed, under the supervision of the Food and Drug Administration. No claimant having appeared for the remaining lots, judgments of condemnation were entered and the Scranton lot was ordered sold to be denatured for use as hog feed, under the supervision of the United States marshal, and the Indianapolis lot was ordered destroyed.

9641. Adulteration of pastry flour. U. S. v. 103 Bags and 875 Bags of Pastry Flour. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 17014, 17159. Sample Nos. 31565-H, 31567-H.)

LIBELS FILED: August 8 and 23, 1945, Southern District of California.

ALLEGED SHIPMENT: On or about June 27 and July 9, 1945, by the Chehalem Valley Mills, from Newberg, Oreg.

PRODUCT: 103 bags and 875 bags, each containing 100 pounds, of pastry flour at Los Angeles, Calif.

LABEL, IN PART: "High Grade White Swan Pastry Flour."

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, beetles, and larvae; and, Section 402 (a) (4), a portion had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: August 24 and September 7, 1945. The Chehalem Valley Mills, claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond for conversion into animal feed, under the supervision of the Federal Security Agency.

9642. Adulteration of pastry flour. U. S. v. 400 Bags of Cake and Pastry Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17113. Sample Nos. 11926-H, 12260-H.)

LABEL FILED: August 8, 1945, District of Massachusetts.

ALLEGED SHIPMENT: On or about June 7, 1945, from Prosser, Wash.

PRODUCT: 400 100-pound bags of pastry flour at Malden, Mass., in the possession of the Crown Baking Co., Inc. The product was stored under insanitary conditions after shipment. The premises were rodent-infested, and urine stains were observed on the bags. Examination showed that the product was contaminated with urine.

NATURE OF CHARGE: 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 4, 1945. The Crown Baking Co., Inc., claimant, having consented to the entry of a decree, 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, by removing all contaminated flour.

9643. Adulteration of phosphated flour. U. S. v. 282 Bags of Phosphated Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16902. Sample No. 20286-H.)

LABEL FILED: July 23, 1945, Northern District of Oklahoma.

ALLEGED SHIPMENT: On or about May 16, 1945, by the Consolidated Flour Mills, from Winfield, Kans.

PRODUCT: 282 25-pound bags of phosphated flour at Tulsa, Okla.

LABEL, IN PART: "Prize Taker Fancy Short Patent Phosphated Flour Bleached."

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 weevils and larvae.

DISPOSITION: August 2, 1945. The Griffin Goodner Grocery Co., Tulsa, Okla., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be denatured for use as stock feed, under the supervision of the Federal Security Agency.

9644. Adulteration of phosphated and self-rising flour. U. S. v. 204 Bags of Phosphated Flour and 87 Bags of Self-Rising Flour. Consent decree of condemnation. Products ordered released under bond. (F. D. C. No. 16982. Sample Nos. 24807-H, 24808-H.)

LABEL FILED: August 4, 1945, Northern District of Alabama.

ALLEGED SHIPMENT: On or about March 12 and May 15, 1945, from Wichita, Kans., and Louisville, Ky.

PRODUCT: 214 bags of phosphated flour and 87 bags of self-rising flour at Huntsville, Ala., in the possession of the W. L. Halsey Grocery Co., Inc. The products were stored under insanitary conditions after shipment. Rodent excreta and urine stains were observed on the bags, and examination showed that the flour was contaminated with urine and rodent excreta.