

DISPOSITION: November 2, 1945. Cole Brothers and Fox, Canton, Miss., claimant, having admitted the material allegations of the libel, judgment of condemnation was entered and the products were ordered released under bond to be converted into hog feed, under the supervision of the Food and Drug Administration.

10041. Adulteration of phosphated flour, self-rising flour, and corn meal. U. S. v. 348 Bags of Flour (and 1 other seizure action against flour and corn meal). Consent decree of condemnation. Products ordered released under bond. (F. D. C. Nos. 17250 to 17252, incl. Sample Nos. 24742-H, 24743-H, 24855-H to 24857-H, incl.)

LIBELS FILED: September 8, 1945, Northern District of Mississippi.

ALLEGED SHIPMENT: Between the approximate dates of December 14, 1944, and July 9, 1945, from St. Joseph, Mo., Leavenworth, Kans., and Clarksville, Tenn.

PRODUCT: 1,252 bags and 18 barrels of self-rising and phosphated flour, and 100 bags of corn meal at Kosciusko, Miss.

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

DISPOSITION: September 17, 1945. The cases having been consolidated, and the Attala County Poultry and Feed Co., Kosciusko, Miss., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the products were ordered released under bond for conversion into stock feed, under the supervision of the Federal Security Agency.

10042. Adulteration of phosphated flour. U. S. v. 54 Bags of Phosphated Flour. Default decree of condemnation and destruction. (F. D. C. No. 17237. Sample No. 24078-H.)

LIBEL FILED: On or about September 10, 1945, Northern District of Mississippi.

ALLEGED SHIPMENT: On or about July 7, 1945, by the Fort Collins Flour Mills Co., from Fort Collins, Colo.

PRODUCT: 54 50-pound bags of phosphated flour at Clarksdale, Miss.

LABEL, IN PART: "Bleached Phosphated Flour Snow Drift Enriched."

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: November 16, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10043. Adulteration of phosphated flour. U. S. v. 92 Bags of Phosphated Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17390. Sample No. 1024-H.)

LIBEL FILED: September 13, 1945, Northern District of Georgia.

ALLEGED SHIPMENT: On or about July 10, 1945, from Abilene, Kans.

PRODUCT: 92 50-pound bags of phosphated flour at Bowdon, Ga., in possession of the Roop Grocery 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 was contaminated with rodent 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: October 24, 1945. The Roop Grocery Co., 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 stock feed, under the supervision of the Food and Drug Administration.

10044. Adulteration of plain flour, self-rising flour, and phosphated flour. U. S. v. 230 Bags and 1,014 Bags of Flour. Default decrees of condemnation. Product ordered delivered to a public institution. (F. D. C. Nos. 16884, 16885. Sample Nos. 24496-H, 24497-H, 24633-H, 24634-H.)

LIBELS FILED: On or about August 13, 1945, Southern District of Alabama.

ALLEGED SHIPMENT: On or about May 19 and 28 and June 2, 1945, from Shawnee, Okla., and Wichita Falls, Tex.

PRODUCT: 23 10-pound bags of plain flour, 364 10-pound bags and 482 25-pound bags of self-rising flour, and 254 10-pound bags and 121 25-pound bags of phosphated flour at Mobile, Ala., in possession of the Merchants Supply Company. 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 flour contained weevils and larvae.

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

DISPOSITION: October 29, 1945. No claimant having appeared, judgments of condemnation were entered and the products were ordered delivered to a public institution, for use as stock feed.

10045. Adulteration of phosphated flour and self-rising flour. U. S. v. 45 Bags, etc., of Flour. Consent decree of condemnation. Product ordered released under bond. (F. D. C. Nos. 17420 to 17424, incl. Sample Nos. 24747-H to 24749-H, incl., 24862-H, 24863-H.)

LIBEL FILED: September 10, 1945, Northern District of Mississippi.

ALLEGED SHIPMENT: Between the approximate dates of September 14, 1944, and June 11, 1945, by the Shawnee Milling Co., Shawnee, Okla., the Crete Mills, Crete, Nebr., the Burley Flour Mills, Burley, Idaho, the Larabee Flour Mills Co., Clinton, Mo., and the Ismert-Hincke Milling Co., Topeka, Kans.

PRODUCT: 180 5-pound bags, 306 10-pound bags, 645 25-pound bags, and 156 50-pound bags of flour at Drew, Miss. Samples of these products were found to contain weevils and larvae.

LABEL, IN PART: "Shawnee's Best Flour Bleached Self-Rising," "Victor Self-Rising Flour Bleached," "Bleached Phosphated [or "Self-Rising"] Flour," "Larabee's Airy Flour Enriched Self-Rising," or "White Dough (White Doe) Flour Phosphated Self-Rising Bleached."

NATURE OF CHARGE: The product was liable to seizure under Section 304.

DISPOSITION: September 10, 1945. The Sunflower Grocery Co., Drew, Miss., claimant, having consented to the entry of a decree, the court entered judgment finding the product adulterated in violation of Section 402 (a) (3) and ordered that the flour be condemned. The decree provided further that the product might be released under bond, conditioned that it be converted into stock feed or other commercial products.

10046. Adulteration of plain flour, self-rising flour, and phosphated flour. U. S. v. 145 Bags of Phosphated Flour (and 2 other seizure actions against flour). Decrees of condemnation. Portion of product ordered delivered to a charitable institution; remainder ordered released under bond. (F. D. C. Nos. 17198, 17347, 17912. Sample Nos. 1401-H, 1402-H, 23235-H, 35661-H.)

LIBELS FILED: August 23, September 10, and October 10, 1945, Eastern and Western Districts of Arkansas and Northern District of Georgia.

ALLEGED SHIPMENT: On or about September 9, 1944, and January 4, April 7, and July 13, 1945, by the Canadian Mill and Elevator Co., from El Reno, Okla.

PRODUCT: 145 50-pound bags of phosphated flour at Fort Smith, Ark., 52 25-pound bags of self-rising flour at Bowdon, Ga., and 64 50-pound bags of plain flour at Morrilton, Ark.

LABEL, IN PART: "Golden Beauty Fancy * * * Flour," or "Honest Abe * * * Flour."

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

DISPOSITION: On September 13 and October 24, 1945, the McCord Wholesale Grocery Co. and the Roop Grocery Co., claimants for the lots located at Fort Smith, Ark., and Bowdon, Ga., respectively, having consented to the entry of decrees, judgments of condemnation were entered and the products were ordered