

FEDERAL SECURITY AGENCY

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

11501-11700

FOODS

The cases reported herewith were instituted in the United States district courts by the United States attorneys acting upon reports submitted by direction of the Federal Security Administrator.

OSCAR R. EWING, *Administrator, Federal Security Agency.*

WASHINGTON, D. C., *February 26, 1948.*

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BEVERAGES AND BEVERAGE MATERIALS

11501. Adulteration of coffee. U. S. v. Birdsey Flour Mills. Plea of nolo contendere. Fine, \$200. (F. D. C. No. 20943. Sample Nos. 1843-H, 54501-H, 54512-H, 54607-H.)

INFORMATION FILED: October 24, 1946, Middle District of Georgia, against Birdsey Flour Mills, a corporation, Macon, Ga.

ALLEGED SHIPMENT: Between the approximate dates of March 5 and May 13, 1946, from the State of Georgia into the States of South Carolina and Florida.

LABEL, IN PART: "Birdsey's 100% Pure Fairplay Coffee."

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

DISPOSITION: November 4, 1946. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$50 on each of the 4 counts.