

13226. Adulteration of cookies and crackers. U. S. v. United Biscuit Co. of America, a corporation (Lakeside Biscuit Co.), and Arthur E. Woodgate, Jr. Pleas of nolo contendere. Corporation fined \$500 and costs and individual defendant fined \$100 and costs. (F. D. C. No. 24779. Sample Nos. 73783-H, 73784-H, 73786-H, 73787-H.)

INFORMATION FILED: May 27, 1948, Northern District of Ohio, against the United Biscuit Co. of America, trading at Toledo, Ohio, as the Lakeside Biscuit Co., and Arthur E. Woodgate, Jr., vice-president and general manager in charge of the Toledo, Ohio, plant.

ALLEGED SHIPMENT: On or about August 28, 1947, from the State of Ohio into the State of Michigan.

LABEL, IN PART: (Boxes) "Baker Maid Graham Crackers," "Baker Maid Crackers," "Milkolet Grahams," or "Lakeside Ginger Snaps."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insect fragments, an insect, a larva, 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: June 7, 1948. Pleas of nolo contendere having been entered, the corporation was fined \$500 and costs and the individual defendant was fined \$100 and costs.

13227. Adulteration of graham crackers and cracker meal. U. S. v. 310 Cartons, etc. (F. D. C. No. 24614. Sample Nos. 6688-K, 6690-K.)

LIBEL FILED: April 28, 1948, Northern District of Ohio.

ALLEGED SHIPMENT: On or about April 1 and 5, 1948, by the Colonial Biscuit Co., from Pittsburgh, Pa.

PRODUCT: 310 cartons, each containing 6 1-pound packages, of graham crackers and 68 cartons, each containing 6 10-ounce packages, of cracker meal at Youngstown, Ohio.

LABEL, IN PART: "Honey Flavored Graham Crackers," or "Cracker Meal."

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

DISPOSITION: May 21, 1948. Default decree of condemnation and destruction.

CORN MEAL*

13228. Adulteration of corn meal. U. S. v. Louisa Supply Co., Inc., and Charles R. Wooten. Pleas of guilty. Fines of \$800 against corporation and \$200 against individual. (F. D. C. No. 24092. Sample Nos. 83449-H, 83451-H, 83452-H, 83458-H.)

INFORMATION FILED: February 4, 1948, Eastern District of Kentucky, against Louisa Supply Co., Inc., Louisa, Ky., and Charles R. Wooten, secretary and treasurer.

ALLEGED SHIPMENT: On or about August 15, 21, 22, and 27, 1947, from the State of Kentucky into the State of West Virginia.

LABEL, IN PART: "Louisa Meal."

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

DISPOSITION: May 24, 1948. Pleas of guilty having been entered on behalf of the defendants, the court imposed fines of \$800 against the corporation and \$200 against the individual.

3229. Adulteration of corn meal. U. S. v. Shawnee Milling Co. (Hugo Milling Co.). Plea of nolo contendere. Fine, \$300. (F. D. C. No. 23583. Sample Nos. 86604-H, 86606-H.)

INFORMATION FILED: On or about October 6, 1947, Eastern District of Oklahoma, against the Shawnee Milling Co., a corporation, trading as the Hugo Milling Co., Hugo, Okla.

*See also No. 13233.

ALLEGED SHIPMENT: On or about April 18 and 23, 1947, from the State of Oklahoma into the State of Arkansas.

LABEL, IN PART: "Hugo Pride Cream Meal."

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

DISPOSITION: March 8, 1948. A plea of nolo contendere having been entered, a fine of \$300 was imposed.

13230. Adulteration of corn meal. U. S. v. 216 Bags, etc. (F. D. C. No. 25007. Sample No. 969-K.)

LABEL FILED: July 7, 1948, Middle District of Alabama.

ALLEGED SHIPMENT: On or about June 8, 1948, by Happyvale Flour Mills, from Fort Valley, Ga.

PRODUCT: 216 10-pound bags, 58 25-pound bags, and 17 5-pound bags of corn meal at Hurtsboro, Ala.

LABEL, IN PART: "Water Ground Type Happyvale White Corn Meal."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta, insects, and insect parts.

DISPOSITION: August 3, 1948. Default decree of condemnation. The product was ordered delivered to a State institution, for use as animal feed.

13231. Adulteration of corn meal and hominy grits. U. S. v. Edward R. Zimmerman (Zimmerman & Co.). Plea of guilty. Fine, \$125. (F. D. C. No. 24101. Sample Nos. 3624-K, 3625-K.)

INFORMATION FILED: February 26, 1948, Eastern District of North Carolina, against Edward R. Zimmerman, trading as Zimmerman & Co., Elizabeth City, N. C.

ALLEGED SHIPMENT: On or about October 16, 1947, from the State of North Carolina into the State of Virginia.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in part of filthy substances by reason of the presence of insect larvae, larval heads, cast skins and head capsules, insect parts and fragments, rodent excreta pellet fragments, and rodent hair fragments; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: March 22, 1948. A plea of guilty having been entered on behalf of the defendant, the court imposed fines of \$75 on count 1 and \$50 on count 2.

FLOUR

Nos. 13232 to 13237 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.)

13232. Action to enjoin and restrain the interstate shipment of doughnut flour, prepared mixes, liquid extracts, and other food products. U. S. v. H. M. Wagner & Co., Inc., The Wagner Products Co., H. Milton Wagner, and A. Clarence Purcell. Consent decree granting injunction. (Inj. No. 177.)

COMPLAINT FILED: September 26, 1947, District of Maryland, against H. M. Wagner & Co., Inc., the Wagner Products Co., a corporation, Baltimore, Md., H. Milton Wagner, president of both corporations, and A. Clarence Purcell, vice-president, acting secretary, and treasurer of the Wagner Products Co.

NATURE OF CHARGE: That defendant H. M. Wagner & Co., Inc., was engaged in the business of selling doughnut flour, prepared mixes, liquid extracts, and other food products, for use in the manufacture of baked goods; and that defendant the Wagner Products Co. was engaged in the business of manufacturing these food products. The complaint alleged that the defendants had been and were still introducing and delivering for introduction into interstate commerce at Baltimore, Md., doughnut flour, prepared mixes, liquid extracts, and other food products which were adulterated in the following respects: