

15564. Adulteration of flour. U. S. v. 22 Sacks, etc. (F. D. C. No. 27965. Sample Nos. 33931-K, 33932-K.)

LIBEL FILED: November 9, 1949, Northern District of California.

ALLEGED SHIPMENT: On or about October 29, 1948, and July 19, 1949, from Spokane, Wash.

PRODUCT: 33 100-pound sacks of flour at Turlock, Calif., in possession of Home Bakery.

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 urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 8, 1949. Default decree of condemnation and destruction.

15565. Adulteration and misbranding of enriched flour. U. S. v. 34 Bags * * *. (F. D. C. No. 27727. Sample No. 60852-K.)

LIBEL FILED: August 30, 1949, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about June 14 and July 13, 1949, by the H. C. Cole Milling Co., from Chester, Ill.

PRODUCT: 34 bags, each containing 10 5-pound bags, of enriched flour at St. Louis, Mo.

LABEL, IN PART: "Omega Pure Soft Wheat Four * * * Vitamins and Minerals Enriched."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, thiamine (vitamin B₁), had been in part omitted from the article.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for enriched flour since the article contained less than 2.0 milligrams of thiamine (vitamin B₁) per pound.

DISPOSITION: September 29, 1949. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

MACARONI AND NOODLE PRODUCTS

15566. Adulteration of egg noodles and macaroni. U. S. v. Antonio Palazzolo & Co. and Peter J. Palazzolo. Pleas of guilty. Each defendant fined \$150. (F. D. C. No. 27536. Sample Nos. 2599-K, 47702-K, 47801-K.)

INFORMATION FILED: September 26, 1949, Southern District of Ohio, against Antonio Palazzolo & Co., a partnership, Cincinnati, Ohio, and Peter J. Palazzolo, a partner.

ALLEGED SHIPMENT: On or about March 7 and 18, 1949, from the State of Ohio into the States of Virginia and West Virginia.

LABEL, IN PART: "Kroger Pure Egg Noodles Distributed By The Kroger Co. Cincinnati 2, Ohio" and "Broken Macaroni Made From Semolina."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in part of filthy substances by reason of the presence of insect fragments, feather barbules, rodent hair, and cat hair; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.