

CEREALS AND CEREAL PRODUCTS**FLOUR**

15901. Adulteration of self-rising flour, phosphated flour, and dairy feed, and misbranding of hog feed and dairy feed. U. S. v. Galveston Mills, Inc., and Giles H. Vaden, Jr. Pleas of guilty. Corporation fined \$450; individual defendant fined \$75. Both defendants placed on probation for 1 year. (F. D. C. No. 27533. Sample Nos. 3971-K, 3975-K, 47806-K to 47808-K, incl.)

INFORMATION FILED: November 3, 1949, Western District of Virginia, against Galveston Mills, Inc., and Giles H. Vaden, Jr., secretary-treasurer and plant manager.

ALLEGED SHIPMENT: On or about July 1, 1948, and February 12 and May 18, 1949, from the State of Virginia into the State of North Carolina.

LABEL, IN PART: "Eagle Brand Flour * * * Enriched Self-Rising [or "Enriched Phosphated"]," "Gretna Hog Feed * * * Analysis Protein (Min.) ---- 15% * * * Fibre (Max.) ---- 8%," and "Gretna 16% Dairy Feed Ingredients Soy bean oil meal, peanut oil meal, cottonseed meal, corn gluten feed * * * Proteins (Min.) ---- 16% * * * Fibre (Max.) ---- 15%."

NATURE OF CHARGE: Flour. Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insect larvae, larval head capsules, insect fragments, mites, 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.

Gretna 16% Dairy Feed. Adulteration, Section 402 (b) (1), a valuable constituent, peanut oil meal, had been in part omitted. Misbranding, Section, 403 (a), the label statements "Proteins (Min.) ---- 16% * * * Fibre (Max.) ---- 15%" and "Ingredients * * * peanut oil meal" were false and misleading since the product contained less than 16 percent of protein and more than 15 percent of crude fiber, and it did not contain any appreciable amount of peanut oil meal but contained ground peanut hulls; and, Section 403 (i) (2), the product was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each ingredient since ground peanut hulls were not declared as an ingredient.

Gretna Hog Feed. Misbranding, Section 403 (a), the label statements "Protein (Min.) ---- 15%" and "Fibre (Max.) ---- 8%" were false and misleading since the product contained less than 15 percent of protein and more than 8 percent of fiber.

DISPOSITION: February 27, 1950. Pleas of guilty having been entered, the court fined the corporation \$450 and the individual defendant \$75 and placed both defendants on probation for one year.

15902. Adulteration of plain flour and self-rising flour. U. S. v. 16 Bags, etc. (F. D. C. No. 28671. Sample Nos. 2983-K, 2984-K.)

LIBEL FILED: On or about January 5, 1950, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about November 30, 1949, by the Fort Defiance Mills, from Fort Defiance, Va.

PRODUCT: 16 25-pound bags and 19 100-pound bags of plain flour and 15 25-pound bags of self-rising flour at Winston-Salem, N. C.

LABEL, IN PART: "Cream of the Harvest Bleached Flour Plain" or "Nor-So-Na Self Rising Flour Enriched."

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 and insect parts; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have been contaminated with filth.

DISPOSITION: March 17, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution, for use as animal feed.

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

15903. Adulteration of dehydrated corn. U. S. v. 13 Drums * * *. (F. D. C. No. 28611. Sample No. 43242-K.)

LIBEL FILED: December 28, 1949, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about July 21, 1949, by the E. B. Hostetter Co., from Richwood, Ohio.

PRODUCT: 13 150-pound drums of dehydrated corn at Lapeer, Mich.

LABEL, IN PART: "Nunso Tender Evaporated Sweet Corn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance. Examination showed that the product contained rodent excreta and insects.

DISPOSITION: February 13, 1950. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution, for use as animal feed.

15904. Adulteration of unpopped popcorn. U. S. v. 154 Bags * * *. (F. D. C. No. 28317. Sample No. 63734-K.)

LIBEL FILED: On or about December 14, 1949, Northern District of Georgia.

ALLEGED SHIPMENT: On or about September 20, 1949, by the J. A. McCarty Seed Co., from Evansville, Ind.

PRODUCT: 154 100-pound bags of unpopped popcorn at Atlanta, Ga.

LABEL, IN PART: "Movie Hour Hybrid South American Popcorn."

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

DISPOSITION: February 7, 1950. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution, for use as animal feed.

15905. Adulteration of unpopped popcorn. U. S. v. 72 Bags * * *. (F. D. C. No. 28607. Sample No. 67933-K.)

LIBEL FILED: December 28, 1949, District of Colorado.

ALLEGED SHIPMENT: On or about January 4, 1949, from Lawrence, Kans.

PRODUCT: 72 100-pound bags of unpopped popcorn at Denver, Colo.

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.