

(c) an inspection was made of the defendants' elevator by a representative of the Food and Drug Administration and a report made to the court showing that the insanitary conditions no longer existed, and that the wheat described in paragraph (b), above, had been destroyed, denatured, or brought into compliance with the law as provided in such paragraph.

The decree further provided that nothing should prevent the introduction of a portion of the wheat into interstate commerce, after it had been cleaned, reconditioned, and brought into compliance with the law under the supervision of a representative of the Food and Drug Administration.

25571. Unpopped popcorn. (F.D.C. No. 42324. S. Nos. 25-451/2 P.)

QUANTITY: 274 cases, 12 2-lb. bags each, and 124 cases, 24 1-lb. bags each, at Hopkins, Minn.

SHIPPED: 9-17-58, from Schaller, Iowa, by Central Popcorn Co.

LABEL IN PART: (Bag) "Bang-O Brand White Hulless Popcorn * * * Packed By Central Popcorn Co., Schaller, Iowa."

LIBELED: 10-21-58, Dist. Minn.

CHARGE: 402(a)(3)—contained rodent urine, rodent- and insect-gnawed kernels and rodent pellets; and 402(a)(4)—prepared under insanitary conditions.

DISPOSITION: 12-5-58. Default—consumption by animals.

25572. Unpopped popcorn. (F.D.C. No. 42347. S. No. 36-718 P.)

QUANTITY: 33 100-lb. bags at Memphis, Tenn., in possession of Donelson & Poston, Inc.

SHIPPED: 11-29-57, from Murray, Ky.

LIBELED: 11-3-58, W. Dist. Tenn.

CHARGE: 402(a)(3)—contained insects, insect parts, and rodent pellets; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 11-14-58. Default—consumption by animals.

25573. Rye meal, bran, flour. (F.D.C. No. 42211. S. Nos. 8-029/40 P.)

QUANTITY: 351 100-lb. bags of flour, 8 100-lb. bags of rye meal, and 35 50-lb. bags of bran, at Cambridge, Mass., in possession of Allied Bakers Supply, Inc.

SHIPPED: Between 1-10-58 and 9-3-58, from St. Paul, Minn.; Buffalo, N.Y.; Elizabeth, N.J.; and Sheridan, Wyo.

LIBELED: 10-1-58, Dist. Mass.

CHARGE: 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 10-20-58. Consent—claimed by Allied Bakers Supply, Inc. and denatured.

25574. Corn chips. (F.D.C. No. 42286. S. Nos. 14-447/53 P.)

QUANTITY: 345 cases, 48 bags each, 305 cases, 12 bags each, and 122 cases, each containing 12 pkgs. of 6 bags each, at Atlanta, Ga.

SHIPPED: 10-13-58, from Chicago, Ill. This was a return shipment.

LABEL IN PART: (Bag & pkg.) "Filler's * * * Tor-Tos Corn Chips * * * Net Weight 2 Ozs. [or "7 Ozs.," "1 Oz.," "6¼ Ozs."] Mfg. By Filler Products, Inc."

RESULTS OF INVESTIGATION: Examination showed that the various bags and packages of the article were from 3.52 percent to 16.43 percent short weight.

LIBELED: 11-7-58, N. Dist. Ga.

CHARGE: 403(e) (2)—the article failed to bear a label containing an accurate statement of the quantity of contents when shipped.

DISPOSITION: 1-15-59. Default—destruction.

25575. Unpopped popcorn and cake mix. (F.D.C. No. 42252. S. Nos. 17-571/5 P.)

QUANTITY: 13 ctns., 24 1-lb. bags each, and 20 ctns., 12 2-lb. bags each, of unpopped popcorn; and 19 ctns., 12 1-lb. 3-oz. pkgs. each, of cake mix, at Danville, Ky.

SHIPPED: The popcorn was shipped on 9-10-58, from Watseka, Ill., and the cake mix was shipped on or before 1-1-57, from New York, N.Y.

LIBELED: 10-27-58, E. Dist. Ky.

CHARGE: 402(a) (3)—contained insects while held for sale.

DISPOSITION: 12-6-58. Default—the popcorn was converted into animal feed, and the cake mix was destroyed.

25576. Farina. (F.D.C. No. 42335. S. No. 27-025 P.)

QUANTITY: 100,000 lbs. at Minneapolis, Minn.

SHIPPED: 9-24-58, from Topeka, Kans., by Ismert-Hincke Milling Co.

LIBELED: 10-24-58, Dist. Minn.

CHARGE: 402(a) (3)—contained insects; and 402(a) (4)—prepared under insanitary conditions.

DISPOSITION: 11-10-58. Consent—claimed by Hathaway Industries, Inc., t/a Ismert-Hincke Milling Co., and converted into animal feed.

25577. Rice. (F.D.C. No. 42316. S. No. 43-912 P.)

QUANTITY: 44 25-lb. bags at Lake City, S.C., in possession of W. Lee Flowers & Co.

SHIPPED: 8-14-58, from Stuttgart, Ark.

LIBELED: 11-25-58, E. Dist. S.C.

CHARGE: 402(a) (3)—contained insects; and 402(a) (4)—held under insanitary conditions.

DISPOSITION: 1-20-59. Default—destruction.

25578. Rice and flour. (F.D.C. No. 42511. S. Nos. 43-916/8 P, 43-919 P.)

QUANTITY: 9 25-lb. bags, and 55 10-lb. bags of rice; and 50 5-lb. bags of flour, at Florence, S.C., in possession of Cash & Carry Warehouse #1.

SHIPPED: (Rice) on unknown dates, from Stuttgart, Ark., and (flour) on 7-9-58, from Monroe, N.C.

LIBELED: 12-1-58, E. Dist. S.C.

CHARGE: 402(a) (3)—contained insects and (all lots except flour) rodent urine; and 402(a) (4)—held under insanitary conditions.

DISPOSITION: 1-20-59. Default—destruction.

25579. Rice. (F.D.C. No. 42284. S. Nos. 2-357/8 P, 44-286/8 P.)

QUANTITY: 44 bales, 20 3-lb. bags each, and 1 bale, containing 30 2-lb. bags, at Stuttgart, Ark.