

INFORMATION FILED: 8-28-59, Dist. Mass., against American Flour Co., a corporation, Charlestown, Mass., and Sidney Zion, treasurer and manager.

ALLEGED VIOLATIONS: Between 2-1-58 and 10-3-58, the defendants caused quantities of breeding mix and doughnut mix, while held for sale after shipment in interstate commerce, to be held in a building accessible to insects and to be exposed to contamination by insects, which acts resulted in the articles being adulterated.

On 9-15-58, the defendants caused a quantity of meal which was adulterated to be introduced into interstate commerce at Charlestown, Mass., for delivery to Providence, R.I.

CHARGE: 402(a)(3)—the articles contained insects and insect parts; and 402(a)(4)—the breeding mix and the doughnut mix were held under insanitary conditions, and the meal was prepared under insanitary conditions.

PLEA: Guilty by the company and nolo contendere by the individual.

DISPOSITION: 6-12-61. The company was fined \$300; the individual was fined \$200.

27565. Milo maize. (F.D.C. No. 46262. S. Nos. 51-059/61 R.)

QUANTITY: 34,000 lbs. at Floyd, N. Mex.

SHIPPED: Between 5-20-61 and 5-31-61, from Lubbock, Tex., by DeKalb Agricultural Association, Inc.

LIBELED: 8-23-61, Dist. N. Mex.; amended 8-31-61.

CHARGE: 402(a)(2)(B)—the article was a raw agricultural commodity and, when shipped, contained pesticide chemicals, namely, captan and heptachlor, which are unsafe within the meaning of 408(a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemicals on milo maize has been prescribed by regulations.

DISPOSITION: 10-2-61. Default—destruction.

27566. Rice and chickpeas. (F.D.C. No. 45229. S. Nos. 33-061/2 R.)

INFORMATION FILED: 3-29-61, Dist. N.J., against East Coast Food Merchants Co., a partnership, Hoboken, N.J., and Alexander Weinreb and Samuel Weinreb, partners.

ALLEGED VIOLATIONS: Between 1-6-60 and 6-6-60, the defendants caused quantities of rice and chickpeas, while held for sale after shipment in interstate commerce, to be held in a warehouse accessible to rodents, and to be exposed to contamination by rodents, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—the articles contained rodent urine; and 402(a)(4)—the articles were held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 6-2-61. Each individual fined \$300; imposition of sentence suspended with respect to the partnership.

27567. Puffed rice. (F.D.C. No. 46222. S. No. 91-918 R.)

QUANTITY: 101 cases, 18 pkgs. each, at Bronx, N.Y.

SHIPPED: 6-13-61 and 6-28-61, from Shiremanstown, Pa., by Quaker Oats Co.

LABEL IN PART: (Pkg.) "Weight 6¾ Oz. Net * * * Quaker Puffed Rice Manufactured by The Quaker Oats Company, Chicago."