

**ALLEGED VIOLATIONS:** Between 5-6-60 and 9-29-60, while quantities of flour, Donut base, and Donut mix were being held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building that was accessible to insects and to be exposed to contamination by insects, which acts resulted in the articles being adulterated.

**CHARGE:** 402(a) (3)—contained insects, insect larvae, insect pupae, and insect fragments; and 402(a) (4)—held under insanitary conditions.

**PLEA:** Nolo contendere.

**DISPOSITION:** 9-29-61. Fine of \$1,000 against the defendants jointly.

**27909. Flour.** (F.D.C. No. 45580. S. Nos. 39-627/8 R, 40-132 R, 40-135/6 R.)

**INFORMATION FILED:** 8-17-61, W. Dist. Tenn., against Malone & Hyde, Inc., Memphis, Tenn.

**ALLEGED VIOLATIONS:** Between 3-14-60 and 10-17-60, while quantities of flour were being held for sale after shipment in interstate commerce, the defendant caused the article to be held in a building accessible to rodents and insects and to be exposed to contamination by rodents and insects, which acts resulted in the articles being adulterated.

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

**PLEA:** Nolo contendere.

**DISPOSITION:** 9-29-61. \$1,000 fine.

**27910. Flour and bread.** (F.D.C. No. 44657. S. Nos. 64-366/8 P.)

**INFORMATION FILED:** 2-17-61, Dist. Mass., against Mercolino & Settembro Bakery, a partnership, Springfield, Mass.

**ALLEGED VIOLATIONS:** Between 10-13-59 and 10-20-59, while quantities of flour were being held for sale after shipment in interstate commerce, the defendant caused the article to be held in a building accessible to insects and to be exposed to contamination by insects, namely, by placing the article in an insect-contaminated flour conveying system in such building, which act resulted in the article being adulterated. On 10-21-59, the defendant caused to be introduced into interstate commerce at Springfield, Mass., for delivery into the State of Connecticut, a quantity of bread which was adulterated.

**TABLE IN PART:** "Mercolino & Settembro Italian & French Bread Springfield, Mass. Net weight 10½ Oz. [or "20 Oz."]."

**CHARGE:** 402(a) (3)—the articles contained insect parts; and 402(a) (4)—the flour was held under insanitary conditions and the bread had been prepared under insanitary conditions whereby such articles may have become contaminated with filth.

**PLEA:** Guilty.

**DISPOSITION:** 10-2-61. \$250 fine.

**27911. Flour.** (F.D.C. No. 45586. S. Nos. 1-470 R, 1-474 R, 1-502/3 R, 1-513 R.)

**INFORMATION FILED:** 9-18-61, S. Dist. Fla., against the Wight Grocery Co., Inc., Sanford, Fla.

**ALLEGED VIOLATIONS:** Between 12-8-59 and 9-23-60, while quantities of flour were being held for sale after shipment in interstate commerce, the defendant caused the article to be held in a building accessible to rodents and insects and to be exposed to contamination by rodents and insects, which acts resulted in the article being adulterated.