

DISPOSITION: 6-8-62. Default—destruction.

**27924. Egg noodles.** (F.D.C. No. 46953. S. No. 48-264 T.)

QUANTITY: 5,234 cases, 4 5-lb. boxes each, at Lathrop, Calif.

SHIPPED: 4-27-61, from Brooklyn, N.Y., by Paramount Macaroni Manufacturing Co., Inc.

LABEL IN PART: (Box) "Noodles, Egg \* \* \* Paramount Macaroni Mfg. Co. Inc. Brooklyn, N.Y."

LIBELED: 2-1-62, N. Dist. Calif.

CHARGE: 402(b)(1)—when shipped, the valuable constituent, egg or egg yolk solids, had been in whole or in part omitted from the article; and 403(g)(1)—the article failed to conform to the definition and standard of identity for egg noodles since the total solids of the article contained less than 5.5 percent by weight of the solids of egg or egg yolk.

DISPOSITION: 5-17-62. Consent—delivered to a public institution.

**27925. Egg noodles.** (F.D.C. No. 46950. S. No. 18-353 T.)

QUANTITY: 3,198 cases, 4 5-lb. boxes each, at Fort Worth, Tex.

SHIPPED: 2-2-61, from Brooklyn, N.Y., by Paramount Macaroni Manufacturing Co., Inc.

LABEL IN PART: (Box) "Noodles, Egg \* \* \* Paramount Macaroni Mfg. Co. Inc. Brooklyn, N.Y."

LIBELED: 2-5-62, N. Dist. Tex.

CHARGE: 402(b)(1)—when shipped, the valuable constituent, egg or egg yolk solids, had been in whole or in part omitted from the article; and 403(g)(1)—the article failed to conform to the definition and standard of identity for egg noodles since the total solids of the article contained less than 5.5 percent by weight of the solids of egg or egg yolk.

DISPOSITION: 5-24-62. Consent—delivered to a public institution.

**27926. Egg noodles.** (F.D.C. No. 46951. S. Nos. 4-710/11 T.)

QUANTITY: 6,964 cases, 4 5-lb. boxes each, at Norfolk, Va.

SHIPPED: 2-2-61 and 6-23-61, from Brooklyn, N.Y., by Paramount Macaroni Manufacturing Co., Inc.

LABEL IN PART: (Box) "Noodles, Egg \* \* \* Paramount Macaroni Mfg. Co. Inc. Brooklyn, N.Y."

LIBELED: On or about 2-5-62, E. Dist. Va.

CHARGE: 402(b)(1)—when shipped, the valuable constituent, egg or egg yolk solids, had been in whole or in part omitted from the article; and 403(g)(1)—the article failed to conform to the definition and standard of identity for egg noodles since the total solids of the article contained less than 5.5 percent by weight of the solids of egg or egg yolk.

DISPOSITION: 6-4-62. Consent—delivered to a public institution.

#### MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

**27927. Rice.** (F.D.C. No. 46062. S. Nos. 60-115 R, 80-854 R.)

QUANTITY: 2,500 100-lb. bags at Mobile, Ala.

SHIPPED: 4-21-61 and 5-4-61, from Mermentau, La., by Imperial Rice Mills, Inc.

LABEL IN PART: (Tag) "Vitamin and Mineral Fortified Rice \* \* \* Packed by Imperial Rice Mills, Inc., Mermentau, La."

LIBELED: 6-30-61, S. Dist. Ala.

CHARGE: 402(a)(3)—contained insect fragments, rodent hairs, and rodent excreta pellets; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 8-8-61 and 8-21-61. Consent—claimed by Imperial Rice Mills, Inc. Segregated; 2,600 lbs. destroyed.

27928. Rice. (F.D.C. No. 46197. S. Nos. 59-951/4 R.)

QUANTITY: 76 100-lb. bags at Seattle, Wash., in possession of Associated Grocers, Inc.

SHIPPED: Between 2-15-61 and 4-18-61, from Sacramento and San Francisco, Calif., and Houston, Tex.

LIBELED: 7-26-61, W. Dist. Wash.

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

DISPOSITION: 9-19-61. Consent—claimed by Associated Grocers, Inc. Segregated; 1,870 lbs. destroyed.

27929. Rice. (F.D.C. No. 46447. S. No. 81-099 R.)

QUANTITY: 32 100-lb. bags at Boston, Mass.

SHIPPED: 6-1-61, from Houston, Tex.

LIBELED: 9-11-61, Dist. Mass.

CHARGE: 402(a)(3)—contained live insect larvae, insect parts, insect pupae, and insect excreta while held for sale.

DISPOSITION: 10-16-61. Default—delivered to a public institution for use as animal feed.

27930. Rice. (F.D.C. No. 46557. S. Nos. 310/15 T.)

QUANTITY: 73 cases, 24 12-oz. pkgs. each; and 280 cases, 12 3-lb. boxes each, at Charlotte, N.C.

SHIPPED: Between 10-12-59 and 9-21-60, from Stuttgart, Ark., and Atlanta, Ga.

LIBELED: 10-10-61, W. Dist. N.C.

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

DISPOSITION: 11-13-61. Default—delivered to a charitable institution for use as animal feed.

27931. Rice. (F.D.C. No. 45249. S. Nos. 56-526 P, 2-680/1 R.)

INFORMATION FILED: 5-15-61, E. Dist. S.C., against W. A. Livingston, Inc., Orangeburg, S.C.

ALLEGED VIOLATIONS: Between 1-15-59 and 8-16-60, while quantities of rice were being held for sale after shipment in interstate commerce, the defendant caused the article to be held in a building that was accessible to rodents, birds, and insects, and to be exposed to contamination by rodents, birds, and insects, which acts resulted in the article being adulterated.

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