

ALLEGED VIOLATION: Between 10-12-61 and 11-16-61, the defendants caused quantities of flour and cornmeal, while held for sale after shipment in interstate commerce, to be placed in a building accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the articles being adulterated.

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

PLEA: Guilty.

DISPOSITION: 5-29-62. Firm—\$100 fine; Swadley—\$100 fine.

28215. Potato flour. (F.D.C. No. 47477. S. No. 30-631 T.)

QUANTITY: 100 100-lb. bags, at Jerome, Idaho.

SHIPPED: 4-4-62, from Los Angeles, Calif. This was a return shipment.

LABEL IN PART: "Lectone * * * King of Spuds * * * Pure Potato Flour Packed by Potato Products Corp. East Grand Forks, Minn."

LIBELED: 5-2-62, Dist. Idaho.

CHARGE: 402(a)(3)—contained insects, insect larvae, and insect fragments when shipped.

DISPOSITION: 7-24-62. Default—delivered to a State institution for use as animal feed.

28216. Soya flour. (F.D.C. No. 47732. S. Nos. 80-411/12 T.)

QUANTITY: 321 50-lb. sacks and 37 100-lb. sacks, at Dallas, Tex.

SHIPPED: 9-15-61, from Chicago, Ill.

LIBELED: 7-17-62, N. Dist. Tex.

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

DISPOSITION: 8-2-62. Consent—claimed by Central Soya Co., of Ft. Wayne, Ind., and converted into animal feed.

MACARONI AND NOODLE PRODUCTS

28217. Macaroni. (F.D.C. No. 47250. S. Nos. 15-390/91 T.)

QUANTITY: 1,043 cases, 4 boxes each, at Columbus, Ohio.

SHIPPED: Between 4-12-61 and 7-26-61, from Brooklyn, N.Y.

LIBELED: 3-19-62, S. Dist. Ohio.

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

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

28218. Noodles. (F.D.C. No. 46976. S. No. 51-218 T.)

QUANTITY: 57 cases, 6 24-oz. bags each, at Milwaukie, Oreg.

SHIPPED: 11-7-61 and 11-24-61, from Seattle, Wash., by Major Italian Foods.

LABEL IN PART: (Bag) "Majorette Brand Family Pak Egg Noodles, Net Weight 24 ounces Major Italian Foods, Seattle, Washington—Containing 5.5% or more of U.S. Dept. Ag. Graded Egg Yolks."

RESULTS OF INVESTIGATION: Examination showed that the article contained less than the declared amount of egg yolks.

LIBELED: On or about 1-30-62, Dist. Oreg.