

DISPOSITION: 7-23-62. Consent—claimed by Farmers Elevator of Hazen, and denatured.

28428. Wheat. (F.D.C. No. 47793. S. No. 35-469 T.)

QUANTITY: 48,630 lbs. at Minneapolis, Minn.

SHIPPED: 6-26-62, from Richardton, N. Dak., by Richardton Farmers Union Elevator Co.

LIBELED: 7-5-62, Dist. Minn.

CHARGE: 402(a) (3)—contained rodent excreta pellets when shipped.

DISPOSITION: 7-23-62. Consent—claimed by Richardton Farmers Union Elevator Co., and denatured.

28429. Wheat. (F.D.C. No. 47796. S. Nos. 70-203 T, 33-183 T.)

QUANTITY: 120,000 lbs., at Minneapolis, Minn.

SHIPPED: 6-13-62, from Minnewaukan, N. Dak., by Farmers Union Elevator Co.

LIBELED: 7-5-62, Dist. Minn.

CHARGE: 402(a) (2) (B)—when shipped, the article was a raw agricultural commodity and contained a pesticide chemical, namely, a mercurial compound, which was unsafe within the meaning of 408(a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on wheat had been prescribed by regulations.

DISPOSITION: 7-24-62. Consent—claimed by Farmers Union Elevator Company of Minnewaukan. Reconditioned; 5,980 lbs. destroyed.

28430. Wheat. (F.D.C. No. 47802. S. No. 70-237 T.)

QUANTITY: 40,000 lbs. at Minneapolis, Minn.

SHIPPED: 6-28-62, from Richardton, N. Dak., by Farmers Union Elevator Co.

LIBELED: 7-13-62, Dist. Minn.

CHARGE: 402(a) (3)—contained rodent excreta pellets when shipped.

DISPOSITION: 8-7-62. Consent—claimed by Richardton Farmers Union Elevator Co., Richardton, N. Dak., and denatured.

28431. Wheat. (F.D.C. No. 47987. S. No. 53-479 T.)

QUANTITY: 86,500 lbs., at Spokane, Wash.

SHIPPED: 7-31-62, from Carter, Mont., by Cargill, Inc.

LIBELED: 8-20-62, E. Dist. Wash.

CHARGE: 402(a) (3)—contained rodent excreta pellets when shipped.

DISPOSITION: 8-30-62. Consent—claimed by Cargill, Inc., and converted into animal feed.

28432. Wheat. (F.D.C. No. 47990. S. No. 79-275 T.)

QUANTITY: 74,880 lbs. at Minneapolis, Minn.

SHIPPED: 7-24-62, from Joliette, N. Dak., by Joliette Farmers Grain Co.

LIBELED: 8-24-62, Dist. Minn.

CHARGE: 402(a) (3)—contained rodent excreta pellets when shipped.

DISPOSITION: 8-31-62. Consent—claimed by Farmers Grain Co., Joliette, N. Dak., and denatured.

28433. Wheat. (F.D.C. No. 47991. S. Nos. 70-396 T, 79-805 T.)

QUANTITY: 230,880 lbs. at Minneapolis, Minn.

SHIPPED: 7-20-62, from New Town, N. Dak., by Farmers Grain Co.
LIBELED: 8-27-62, Dist. Minn.
CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.
DISPOSITION: 8-31-62. Consent—claimed by the shipper and denatured.

28434. Wheat. (F.D.C. No. 47988. S. No. 79-276 T.)

QUANTITY: 120,000 lbs. at Duluth, Minn.
SHIPPED: 7-17-62, from Scobey, Mont., by Farmers Elevator of Scobey.
LIBELED: 8-24-62, Dist. Minn.
CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.
DISPOSITION: 8-31-62. Consent—claimed by Farmers Elevator of Scobey and denatured.

28435. Wheat. (F.D.C. No. 47992. S. Nos. 78-854 T, 79-001 T.)

QUANTITY: 100,200 lbs. at St. Paul, Minn.
SHIPPED: 7-26-62, from Maddock, N. Dak., by Farmers Union Grain Terminal Association.
LIBELED: 8-24-62, Dist. Minn.
CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.
DISPOSITION: 9-5-62. Consent—claimed by Farmers Union Grain Terminal Association and denatured.

28436. Barley. (F.D.C. No. 47789. S. No. 63-139 T.)

QUANTITY: 72,940 lbs. at Minneapolis, Minn.
SHIPPED: 6-11-62, from Toronto, S. Dak., by Farmers Union Grain Terminal Association.
LIBELED: 7-3-62, Dist. Minn.
CHARGE: 402(a)(2)(B)—the article was a raw agricultural commodity and, when shipped, contained a pesticide chemical, namely, a mercurial compound, which was unsafe within the meaning of 408(a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on barley had been prescribed by regulations.
DISPOSITION: 7-13-62. Consent—claimed by Farmers Union Grain Terminal Association. Segregated; 11,050 lbs. destroyed.

28437. Cake mixes, pancake mixes, rigatoni, quick cooking oats, and candy.
(F.D.C. No. 47067. S. Nos. 82-450/2 R, 19-830 T, 19-833 T.)

INFORMATION FILED: 5-14-62, N. Dist. Tex., against A. W. Cullum & Co., Inc., Robert B. Cullum, president, and Ashley Wilson Cullum, III, warehouse superintendent.

ALLEGED VIOLATIONS: Between 1-19-61 and 5-9-62, while quantities of blueberry pancake mix, rigatoni, angel food cake mix, quick cooking oats, and chocolate candy bars were being held for sale after shipment in interstate commerce, the defendants caused the articles 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.

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

PLEA: Nolo contendere.