

**ALLEGED VIOLATION:** Between 9-22-61 and 1-19-62, the defendants caused quantities of rice, beans, and cornmeal to be placed in a building that was accessible to birds and rodents and caused the foods to be exposed to contamination by birds and rodents, which acts resulted in the foods being adulterated.

**CHARGE:** 402(a) (3)—contained bird excreta (1 count), and rodent urine (7 counts); and 402(a) (4)—held under insanitary conditions (all counts).

**PLEA:** Nolo contendere.

**DISPOSITION:** 1-8-63. \$800 fine against the corporation with each individual being made responsible to see that the fine was paid.

**29031. Rice and soybeans.** (F.D.C. No. 49019. S. Nos. 31-701/02 X.)

**QUANTITY:** 20 100-lb. bags of soybeans and 13 100-lb. bags of rice, at Alhambra, Calif., in possession of El Molino Mills.

**SHIPPED:** 3-10-63 and 3-14-63, from Hudson, Iowa, and Stuttgart, Ark.

**LIBELED:** 6-26-63, S. Dist. Calif.

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

**DISPOSITION:** 7-22-63. Default—destruction.

**29032. Wheat.** (F.D.C. No. 48476. S. Nos. 27-439 V, 55-875 V.)

**QUANTITY:** 234,000 lbs., at Kansas City, Kans.

**SHIPPED:** 11-16-62 and 11-20-62, from Kansas City, Mo., by N. L. Johnson Grain Co.

**LIBELED:** 12-6-62, Dist. Kans.

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

**DISPOSITION:** 2-5-63. Consent—claimed by N. L. Johnson Grain Co., of Kansas City, Mo., and reconditioned; 8,440 lbs. destroyed.

**29033. Wheat.** (F.D.C. No. 48717. S. Nos. 57-932 V, 58-129 V.)

**QUANTITY:** 120,000 lbs., at Duluth, Minn.

**SHIPPED:** 2-12-63, from Karnak, N. Dak., by Karnak Grain Co.

**LIBELED:** 3-8-63, Dist. Minn.

**CHARGE:** 402(a) (2) (B)—when shipped, contained a mercurial compound, an unsafe pesticide chemical without a tolerance or exemption.

**DISPOSITION:** 3-19-63. Consent—claimed by Karnak Grain Co., Karnak, N. Dak., and reconditioned; 4,100 lbs. destroyed.

**29034. Wheat.** (F.D.C. No. 48747. S. No. 85-546 V.)

**QUANTITY:** 126,630 lbs. at Spokane, Wash.

**SHIPPED:** 4-1-63, from Rapelje, Mont., by Arnold Grain Co.

**LIBELED:** 4-12-63, E. Dist. Wash.

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

**DISPOSITION:** 4-18-63. Consent—claimed by Arnold Grain Co., and denatured for use as animal feed.

**29035. Wheat.** (F.D.C. No. 48764. S. No. 85-548 V.)

**QUANTITY:** 100,000 lbs., at Spokane, Wash.

**SHIPPED:** 4-22-63, from Bonners Ferry, Idaho, by General Feed & Grain Co.

RESULTS OF INVESTIGATION: Examination showed that the article contained approximately 15 percent oats in bottom portion of the rail car containing the article.

LIBELED: 5-6-63, E. Dist. Wash.; amended libel 5-7-63.

CHARGE: 402(b)(2)—when shipped, oats had been substituted in part for wheat; and 403(b)—oats were offered for sale under the name of another food, namely, wheat.

DISPOSITION: 5-9-63. Consent—claimed by Atwood Larson Co., Portland, Oreg., and denatured for use as animal feed.

29036. Wheat. (F.D.C. No. 48774. S. No. 83-773 V.)

QUANTITY: 126,630 lbs., at Duluth, Minn.

SHIPPED: 4-25-63, from York, N. Dak., by C. J. Thoreson Elevator.

LIBELED: 5-13-63, Dist. Minn.

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

DISPOSITION: 5-22-63. Consent—claimed by William J. Thoreson, t/a C. J. Thoreson Elevator, and reconditioned.

29037. Wheat. (F.D.C. No. 48796. S. No. 83-633 V.)

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

SHIPPED: 5-17-63, from Landa, N. Dak., by Landa Cooperative Elevator Co.

LIBELED: 6-3-63, Dist. Minn.

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

DISPOSITION: 6-12-63. Consent—claimed by Landa Cooperative Elevator Co., and denatured.

29038. Wheat. (F.D.C. No. 49008. S. No. 34-681 X.)

QUANTITY: 100,740 lbs., at Duluth, Minn.

SHIPPED: 5-23-63, from Rawson, N. Dak., by Rawson Cooperative.

LIBELED: 6-13-63, Dist. Minn.

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

DISPOSITION: 6-24-63. Consent—claimed by Farmers Elevator Co. of Rawson, Rawson, N. Dak., and converted into animal feed.

29039. Wheat. (F.D.C. No. 49001. S. No. 51-221 X.)

QUANTITY: 41,150 lbs., at Othello, Wash.

SHIPPED: 4-30-63, from Plains, Mont., by Stephens Grain Co.

LIBELED: 6-7-63, E. Dist. Wash.

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

DISPOSITION: 6-24-63. Consent—claimed by Coast Trading Co., Spokane, Wash., and converted into animal feed.

29040. Wheat. (F.D.C. No. 49015. S. No. 35-081 X.)

QUANTITY: 70,900 lbs., at Minneapolis, Minn.

SHIPPED: 6-10-63, from Osceola, S. Dak., by Farmers Cooperative Association.

LIBELED: 6-21-63, Dist. Minn.

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

DISPOSITION: 6-26-63. Consent—claimed by Farmers Cooperative Association, and denatured.