

PLEA: Nolo contendere.

DISPOSITION: 3-23-64. Defendants fined jointly \$1,000 of which \$800 remitted.

FLOUR*

29407. Flour. (F.D.C. No. 46304. S. Nos. 75-322/4 R.)

QUANTITY: 96 100-lb. bags, 255 100-lb. bags, and 24 100-lb. bags at Fort Valley, Ga., in possession of Happyvale Flour Mills.

SHIPPED: Between 3-9-61 and 7-5-61, from Fort Wayne, Ind., Denver, Colo., and Shawnee, Okla.

LIBELED: 8-17-61, M. Dist. Ga.

CHARGE: 402(a)(3)—all lots contained rodent urine and the 96-bag lot contained insects and insect larvae; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 10-12-61. Consent—claimed by Griffin Grocery Co., Griffin, Ga., and denatured.

29408. Flour. (F.D.C. No. 46132. S. Nos. 68-098 R, 95-619 R.)

QUANTITY: 165 bales of 10 5-lb. bags and 52 bales of 5 10-lb. bags at Fort Worth, Tex.

SHIPPED: Prior to 6-28-61, from Atchison, Kans.

LIBELED: 7-31-61, N. Dist. Tex.

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

DISPOSITION: 12-1-61. Default—delivered to a Government institution for use as animal feed.

29409. Flour, piecrust mix, cake mix, pancake mixes, and other cereal products. (F.D.C. No. 47540. S. Nos. 55-499 T, 77-501/2 T.)

QUANTITY: 46,379 lbs. at Tampa, Fla.

SHIPPED: 5-16-62, from Chattanooga, Tenn., and on an unknown date from Georgia to Florida.

RESULTS OF INVESTIGATION: The articles were held in an insect-infested railroad car.

LIBELED: 6-6-62, S. Dist. Fla.

CHARGE: 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions while in interstate commerce.

DISPOSITION: 6-19-62. Consent—claimed by the Seaboard Air Line Railroad Co., Richmond, Va. Segregated; 17,500 lbs. denatured for use as animal feed.

29410. Flour, sesame seed, and rice. (F.D.C. No. 48147. S. Nos. 28-956/7 T, 28-960 T.)

INFORMATION FILED: 11-16-62, Dist. Kans., against Lady Baltimore Wholesale Grocery Co., a partnership, Kansas City, Kans., and Melvin Cosner and Jack Baraban, partners.

ALLEGED VIOLATIONS: Between 11-17-61 and 2-9-62, while a number of bags of flour, sesame seed, and rice were being held for sale after shipment in interstate commerce, the defendants caused such articles to be held in a building that was accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the articles being adulterated.

*See also No. 29443.

CHARGE: 402(a)(3)—the flour contained rodent excreta pellets, and the sesame seed contained rodent urine and rodent excreta pellets; and 402(a)(4)—all the articles held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 3-11-63. Each individual fined \$600, plus costs; and the partnership (which had been dissolved) fined \$1.

29411. Flour. (F.D.C. No. 49450. S. No. 10-210 X.)

QUANTITY: 100 100-lb. bags at Oil City, Pa.

SHIPPED: 8-28-63, from Buffalo, N.Y.

LIBELED: 11-18-63, W. Dist. Pa.

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

DISPOSITION: 12-11-63. Default—destruction.

29412. Flour. (F.D.C. No. 48551. S. Nos. 1-600 T, 204/6 V.)

INFORMATION FILED: 7-23-63, N. Dist. Fla., against John B. Higdon, Sr., Quincy, Fla.

ALLEGED VIOLATIONS: Between 2-27-62 and 9-21-62, and while quantities of flour were being held for sale after shipment in interstate commerce, the defendant caused the flour to be held in a building that was accessible to rodents and insects, and caused the flour to be exposed to contamination by rodents and insects thereby causing the flour to become adulterated.

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

PLEA: Guilty.

DISPOSITION: 2-4-64. \$750 fine.

29413. Gluten flour and rice. (F.D.C. No. 49520. S. Nos. 2-892/3 X.)

QUANTITY: 162 100-lb. bags of gluten flour, and 97 25-lb. bags of rice, at Miami, Fla.

SHIPPED: Between 6-5-63 and 8-29-63, from Minneapolis, Minn., and Houston, Tex.

LIBELED: 11-22-63, S. Dist. Fla.

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

DISPOSITION: 2-17-64. Default—destruction.

29414. Pastry flour. (F.D.C. No. 49638. S. No. 66-554 X.)

QUANTITY: 35 100-lb. bags at Atlanta, Ga., in possession of S. Paul Travis Co.

SHIPPED: 10-3-63, from Evansville, Ind.

LIBELED: 12-13-63, N. Dist. Ga.

CHARGE: 402(a)(3)—the article was rodent-gnawed; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 1-8-64. Consent—claimed by S. Paul Travis Co. Segregated; 15 bags denatured for use as animal feed.

29415. Pastry flour. (F.D.C. No. 49375. S. Nos. 66-524/5 X.)

QUANTITY: 103 100-lb. bags of pastry flour and 28 100-lb. bags of flour at Atlanta, Ga., in possession of S. Paul Travis Co.

SHIPPED: 7-9-63 and 8-6-63, from Chattanooga, Tenn., and Evansville, Ind.