

RESULTS OF INVESTIGATION: Inspection of the shipper showed that the article had been stored in insect-infested bins.

LIBELED: 12-4-64, S. Dist. Calif.

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

DISPOSITION: 1-25-65. Default—destruction.

30125. Rice. (F.D.C. No. 50892. S. Nos. 122-868 A, 122-870 A.)

QUANTITY: 40 25-lb. bags, at Sioux Falls, S. Dak., and at Beresford, S. Dak.

SHIPPED: 3-16-64, from Stuttgart, Ark., to Sioux Falls, S. Dak. A portion of the article was thereafter delivered to Beresford, S. Dak.

RESULTS OF INVESTIGATION: The article had been held after shipment from Arkansas at the premises of the Sioux Falls Distributing Co., Sioux Falls, S. Dak., under insanitary conditions.

LIBELED: 12-21-64; libel amended 12-23-64, Dist. S. Dak.

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

DISPOSITION: 2-2-65. Default—delivered to a public institution for use as animal feed.

30126. Rice and peas. (F.D.C. No. 50898. S. Nos. 32-368/9 A.)

QUANTITY: 17 100-lb. bags of rice and 40 100-lb. bags of peas at Cincinnati, Ohio, in possession of Cincinnati Merchandise Warehouse, Inc.

SHIPPED: 10-7-64 and 8-25-64, from Stuttgart, Ark., and Morrill, Nebr.

LIBELED: 12-23-64, S. Dist. Ohio.

CHARGE: 402(a)(3)—the rice was rodent gnawed and contained rodent urine and the peas contained insect larvae; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 2-3-65. Default—delivered to a public institution for use as animal feed and not for sale or other use by the institution.

30127. Rice. (F.D.C. No. 50927. S. Nos. 47-328/9 A.)

QUANTITY: 24 bales, each containing 30 bags, at Denver, Colo.

SHIPPED: 9-16-64 and 12-9-64, from Beaumont, Tex., by Comet Rice Mills, Inc.,

LABEL IN PART: (Bag) "Net Weight 2 Pounds Comet Adolphus Enriched Longer Grain Rice * * * Comet Rice Mills, Inc. * * * Beaumont, * * * Texas."

LIBELED: 1-18-65, Dist. Colo.

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

DISPOSITION: 2-18-65. Default—ordered delivered to a Government institution for use as animal feed only.

30128. Wild rice. (F.D.C. No. 50658. S. No. 15-925 A.)

QUANTITY: 43 cases, each containing 12 2¾-oz. boxes, at Boston, Mass.

SHIPPED: 8-14-64, from Cohasset, Minn., by the Hicks Co.

LABEL IN PART: (Box) "Red Label Instant Wild Rice S.S. Pierce * * * Cooks in five minutes."

LIBELED: 10-5-64, Dist. Mass.

CHARGE: 402(a)(3)—contained *E. coli*, excessive coliforms, and a high total bacterial count; and 402(a)(4)—prepared under insanitary conditions.

DISPOSITION: 1-5-65. Consent—claimed by the Hicks Co., and destroyed.

30129. Unpopped popcorn. (F.D.C. No. 51006. S. Nos. 22-881 B, 22-884 B.)

QUANTITY: 71 50-lb. bags and 151 bales of 4 12½-lb. bags each, at Houston, Tex., in possession of Texas Union Warehouse Co.

SHIPPED: Between 9-17-64 and 12-16-64, from Tarkio, Mo., and Lake View, Iowa.

LIBELED: 2-3-65, S. Dist. Tex.

CHARGE: 402(a)(3)—all lots contained insects and the 151-bale lot was rodent gnawed; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 3-16-65. Default—destruction.

30130. Unpopped popcorn. (F.D.C. No. 50911. S. No. 113-799 A.)

QUANTITY: 184 50-lb. bags at Roanoke, Va.

SHIPPED: Between 10-6-64 and 11-14-64, from Kimmell, Ind.

LIBELED: 1-7-65, W. Dist. Va.

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

DISPOSITION: 2-11-65. Consent—claimed by Manley, Inc., Kansas City, Mo., and reconditioned.

30131. Unpopped popcorn. (F.D.C. No. 50965. S. Nos. 68-085/6 A.)

QUANTITY: 19 100-lb. bags of white popcorn and 28 50-lb. bags of yellow popcorn at Madison, Wis.

SHIPPED: Prior to 10-15-65, from Evansville and Indianapolis, Ind.

RESULTS OF INVESTIGATION: Investigation revealed that the articles had been held under insanitary conditions in an insect-infested plant at Caramel Crisp Shop, Madison, Wis. The articles had been thereafter delivered to another firm for fumigation.

LIBELED: 1-4-65, W. Dist. Wis.

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

DISPOSITION: 6-2-65. Default—ordered delivered to a state, county, or municipal charitable organization and denatured for use as animal feed, or destroyed.

30132. Cake mixes, soup mix, and cake flour. (F.D.C. No. 50451. S. Nos. 84-347/50 A.)

INFORMATION FILED: 9-2-64, E. Dist. Ark., against Grand Prairie Wholesale Grocery, Inc., Stuttgart, Ark., and Lee Berry, president.

ALLEGED VIOLATION: Between 11-4-63 and 3-12-64, while quantities of cake mixes, soup mix, and cake flour were being held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building that was accessible to insects, and to be exposed to contamination by insects, which acts resulted in the articles being adulterated.

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