

DISPOSITION: 3-26-62. Default—delivered to a public institution for use as animal feed.

27920. Macaroni. (F.D.C. No. 46309. S. No. 55-339 R.)

QUANTITY: 58 cases, 12 pkgs. each, at Holikachuk, Alaska.

SHIPPED: 7-29-61, from Seattle, Wash., by Alaska Native Industries Cooperative Association.

LABEL IN PART: (Pkg.) "Majorette Brand Elbow Macaroni Net Weight 14 Ounces \* \* \* Major Italian Foods Seattle, Washington."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: On or about 8-30-61, Dist. Alaska.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 5-8-62. Default—delivered to charitable institutions.

27921. Macaroni and sugar. (F.D.C. No. 45207. S. Nos. 15-391/2 R.)

INFORMATION FILED: 2-21-61, M. Dist. Tenn., against Cumberland Storage & Warehouse Co., Inc., Nashville, Tenn.

ALLEGED VIOLATIONS: Between 11-20-59 and 6-21-60, while held for sale after shipment in interstate commerce, the defendant caused the articles to be held 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)—contained rodent excreta pellets, rodent hairs, and mammalian urine; and 402(a)(4)—held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 3-5-62. \$200 fine.

27922. Macaroni products. (F.D.C. No. 46744. S. Nos. 17-330/5 T.)

QUANTITY: 3 cases, 12 16-oz. pkgs. each, containing rigatoni macaroni; 4 cases, 12 16-oz. pkgs. each, containing lasagna macaroni; 5 cases, 12 12-oz. bags each, containing egg noodles; 14 cases, 12 2-lb. pkgs. each and 9 cases, 24 1-lb. pkgs. each, containing elbow macaroni; and 12 cases, 24 16-oz. pkgs. each, containing vermicelli, at Kingsport, Tenn.

SHIPPED: Between 12-8-59 and 11-18-60, from Louisville, Ky.

LIBELED: 12-6-61, E. Dist. Tenn.

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

DISPOSITION: 1-19-62. Default—destruction.

27923. Egg noodles. (F.D.C. No. 47608. S. No. 61-842 T.)

QUANTITY: 44 ctns., 12 pkgs. each, at East Providence, R.I.

SHIPPED: 3-22-62, 4-9-62, and 4-19-62, from Danielson, Conn., by V. La Rosa & Sons, Inc.

LABEL IN PART: (Pkg.) "La Rosa Grade A \* \* \* Enriched Egg Noodles Wide No. 131 12 Ounces Net Weight \* \* \* V. La Rosa & Sons Inc. Brooklyn, N.Y."

LIBELED: 5-17-62, Dist. R.I.

CHARGE: 402(a)(3)—contained insect fragments; and 402(a)(4)—prepared and packed under insanitary conditions.