

**5807. Adulteration of macaroni. U. S. v. Cardinale Macaroni Mfg. Co., Inc. Plea of guilty. Fine, \$1,500.** (F. D. C. No. 10585. Sample Nos. 22817-F, 28958-F.)

**INFORMATION FILED:** January 5, 1944, Eastern District of New York, against the Cardinale Macaroni Mfg. Co., Inc., Maspeth, N. Y.

**ALLEGED SHIPMENT:** On or about April 21 and 28, 1943, from the State of New York into the States of Delaware and South Carolina.

**LABEL, IN PART:** "Cardinale."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of one or more of the following: Insect fragments, rodent hair fragments, charcoal, and small dirt fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

**DISPOSITION:** February 1, 1944. The defendant having entered a plea of guilty, a fine of \$750 on each of 2 counts, a total of \$1,500, was imposed.

**5808. Adulteration of macaroni. U. S. v. 21 Cartons of Macaroni. Default decree of condemnation and destruction.** (F. D. C. No. 10936. Sample No. 39488-F.)

**LABEL FILED:** October 19, 1943, District of Arizona.

**ALLEGED SHIPMENT:** On or about June 8, 1943, by the Fontana Food Products Co., San Francisco, Calif.

**PRODUCTS:** 21 cartons of macaroni at Safford, Ariz.

**LABEL, IN PART:** "Cel-Mac Brand Macaroni Products A Fontana Product Cel-Mac Cellophane Macaroni."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance since it contained insect larvae and casts.

**DISPOSITION:** December 2, 1943. No claim having been entered, the product was condemned and ordered destroyed.

**5809. Adulteration of spaghetti and macaroni. U. S. v. 1,100 Cases of Spaghetti and 400 Cases of Macaroni. Default decree of condemnation and destruction.** (F. D. C. No. 10859. Sample Nos. 47241-F, 47242-F.)

**LABEL FILED:** October 2, 1943, Western District of Tennessee.

**ALLEGED SHIPMENT:** On or about August 11, 1943, by the V. Viviano & Bros. Macaroni Manufacturing Co., Inc., St. Louis, Mo.

**PRODUCT:** 1,100 cases, each containing 24 cartons, of spaghetti, and 400 cases, each containing 24 cartons, of macaroni at Memphis, Tenn.

**LABEL, IN PART:** "Belmont Spaghetti," or "Belmont Macaroni."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances since they contained insect fragments, rodent hair fragments, and fragments resembling rodent hairs; Section 402 (a) (4), they had been prepared under insanitary conditions whereby they might have become contaminated with filth.

**DISPOSITION:** January 29, 1944. No claimant having appeared, a default decree of condemnation and destruction was entered.

**5810 Adulteration of spaghetti and macaroni. U. S. v. 43 Cases and 126 Cases of Spaghetti and 126 Cases of Macaroni. Default decree of condemnation and destruction.** (F. D. C. Nos. 11225, 11457. Sample Nos. 57688-F, 57692-F, 57693-F.)

**LIBELS FILED:** December 4 and 18, 1943, Western District of Texas.

**ALLEGED SHIPMENT:** On or about February 12, 1942, from Louisville, Ky., and on or about June 2 and 22, 1943, from Wichita, Kans., by the Kentucky Macaroni Co.

**PRODUCT:** 169 cases of spaghetti and 126 cases of macaroni at El Paso, Tex.

**LABEL, IN PART:** "Del Monico Brand Macaroni [or "Spaghetti"]."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the products consisted in whole or in part of a filthy substance by reason of the presence of weevils (43 cases of spaghetti), and weevils, larvae, and insect fragments (126 cases of spaghetti and 126 cases of macaroni).

**DISPOSITION:** December 28, 1943, and January 12, 1944. No claimant having appeared, the products were condemned and ordered destroyed.