

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.