

ALLEGED SHIPMENT: Between the approximate dates of January 10 and April 19, 1944, from the State of Colorado into the States of New Mexico and Wyoming.

LABEL, IN PART: "American Beauty * * * Vermicelli."

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 rodent hairs, rodent-type hairs, hair fragments similar to rodent hairs, insect fragments, and a feather barbule; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 8, 1945. A plea of guilty having been entered on behalf of the defendant, a fine of \$150 on each of 5 counts, a total of \$750, was imposed.

7930. Adulteration of alimentary paste. U. S. v. Dominick Glaviano (Capital Macaroni Manufacturing Co.). Plea of guilty. Fine, \$400. (F. D. C. No. 10566. Sample Nos. 17153-F, 17155-F, 17157-F, 17158-F.)

INFORMATION FILED: November 8, 1943, District of New Jersey, against Dominick Glaviano, manager of the Capital Macaroni Manufacturing Co., Jersey City, N. J.

ALLEGED SHIPMENT: Between the approximate dates of January 18 and 25, 1943, from the State of New Jersey into the State of New York.

LABEL, IN PART: "Capital Macaroni Brand * * * Spaghettini [or "Spaghetti"]."

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 rodent hair fragments, human hair fragments, insect fragments, and similar filth such as carbon fragments, rust fragments, dirt, a brush fragment, a fragment of paint, fragments of soot, a fragment of mica, wood splinters, plant fibers, and small pebbles; Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth; and, Section 402 (c), (portion) it bore or contained a coal-tar color other than one from a batch that had been certified.

DISPOSITION: March 24, 1944. A plea of guilty having been entered, the defendant was fined \$200 on each of 4 counts. On March 30, 1944, the fine was reduced to \$400.

7931. Adulteration and misbranding of alimentary pastes. U. S. v. Domino Macaroni Co. Plea of guilty. Fine, \$50 and costs. (F. D. C. No. 10592. Sample Nos. 6701-F, 6707-F, 43307-F, 43308-F, 43310-F to 43312-F, incl.)

INFORMATION FILED: November 18, 1943, Western District of Missouri, against the Domino Macaroni Co., a corporation, Springfield, Mo.

ALLEGED SHIPMENT: Between the approximate dates of December 29, 1942, and May 17, 1943, from the State of Missouri into the States of Tennessee, Oklahoma, and Kansas.

LABEL, IN PART: "Domino Med Egg Noodle," "Blue Jay Spaghetti," "Red Bird Brand Macaroni," or "Western Delight Brand Macaroni [or "Spaghetti"]."

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

Misbranding, Section 403 (a), the statement, "Our product is manufactured in a modern plant under the most sanitary conditions," borne on the packages of a portion of the product, was false and misleading since the product was prepared under insanitary conditions.

DISPOSITION: April 23, 1945. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$5 on each of 10 counts, a total fine of \$50, plus costs.

7932. Adulteration of noodles. U. S. v. Howard G. Lee. Plea of guilty. Fine, \$500. (F. D. C. No. 12541. Sample Nos. 35039-F, 58573-F, 58755-F, 58756-F, 63224-F.)

INFORMATION FILED: April 17, 1945, District of Columbia, against Howard G. Lee, the manager of the Chung Wah Noodle Manufacturing Co., Washington, D. C.; charging that on March 22 and April 6, 1944, he manufactured in the District of Columbia a quantity of noodles that were adulterated; and that on March 20