

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS*

10204. Action to restrain the manufacture in the District of Columbia and the shipment in interstate commerce of adulterated bakery products. U. S. v. Athens Baking Co., Thomas Stethopulos, Peter Stethopulos, and Louis Mantis. Injunction granted. (Inj. No. 142.)

COMPLAINT FILED: On or about June 25, 1946, in the District of Columbia, against the Athens Baking Co., a partnership, Washington, D. C., and Thomas Stethopulos, Peter Stethopulos, and Louis Mantis, members of the partnership. The complaint alleged that the defendants had been and were continuing to manufacture in the District of Columbia and introduce and deliver for introduction into interstate commerce bakery products that were adulterated. A factory inspection of August 14, 1944, showed the existence of insanitary conditions resulting from heavy rodent and insect infestation and the presence of cats. Reinspections of October 30, 1944, and March 28, 1946, showed that the insanitary conditions had not been corrected. Samples of the firm's bakery products were examined and found to contain rodent and insect filth.

PRAYER OF COMPLAINT: That a temporary restraining order be granted, followed by a preliminary injunction enjoining the defendants from the commission of the acts complained of, and that, upon final hearing, the preliminary injunction be made permanent.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances; and, Section 402 (a) (4), the products had been prepared, packed, and held under insanitary conditions whereby they may have become contaminated with filth and whereby they may have been rendered injurious to health.

DISPOSITION: October 29, 1946. The defendants having consented to the entry of a decree, an order was entered permanently enjoining the defendants from commission of the acts complained of.

10205. Adulteration of cookies. U. S. v. Superior Biscuit Co., Inc., and Benjamin Shahbaz (also known as M. Cooper). Pleas of guilty. Fine of \$1,000 and costs. (F. D. C. No. 17790. Sample Nos. 22022-H, 22819-H to 22822-H, incl.)

INFORMATION FILED: February 11, 1946, Northern District of Illinois, against the Superior Biscuit Co., Inc., Chicago, Ill., and Benjamin Shahbaz, also known as M. Cooper, the president of the corporation.

ALLEGED SHIPMENT: On or about January 19 and February 1, 1945, from the State of Illinois into the State of Missouri.

LABEL, IN PART: "De Luxe Vanilla Waferette," "Pineapple Delight," "Orange Delight," "Strawberry Delight," or "Chocolate Chip Cookies."

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

DISPOSITION: May 1, 1946. Upon the entry of pleas of guilty, the defendants were fined \$1,000, plus costs.

10206. Adulteration of bread and cake. U. S. v. Martin Baking Co., and Meyer Herman. Pleas of guilty. Fines of \$750 against company and \$250 against individual defendant. (F. D. C. No. 16616. Sample Nos. 18767-H to 18770-H, incl.)

INFORMATION FILED: April 2, 1946, District of Minnesota, against the Martin Baking Co., a partnership, St. Paul, Minn., and Meyer Herman, a partner.

ALLEGED SHIPMENT: On or about July 5 to 7, 1945, from the State of Minnesota into the State of Wisconsin.

LABEL, IN PART: "Enriched Martin's Family White Special Sliced Bread," "Martin's Fruit Coffee Cake," "Raisin White Bread," or "Whole Wheat Bread."

*See also No. 10251.