

CEREALS AND CEREAL PRODUCTS**BAKERY PRODUCTS**

21101. Adulteration of bread. U. S. v. Kempler Baking Co., Inc., and Morris Freezman. Pleas of guilty. Fine of \$1,200 against corporation and \$600 against individual. (F. D. C. No. 35776. Sample Nos. 70684-L, 70687-L, 70688-L.)

INFORMATION FILED: February 15, 1954, Southern District of Ohio, against Kempler Baking Co., Inc., Steubenville, Ohio, and Morris Freezman, secretary and treasurer of the corporation.

ALLEGED SHIPMENT: On or about June 24 and 25, 1953, from the State of Ohio into the State of West Virginia.

LABEL, IN PART: "Kempler's Italian Twist," "Kempler's Enriched Bread," and "Kempler's Rye Bread."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of insect fragments and moth fragments; and, Section 402 (a) (4), the article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 2, 1954. The defendants having entered pleas of guilty, the court fined the corporation \$1,200 and the individual \$600.

21102. Adulteration of cracker meal. U. S. v. Dinner Bell Food Co. and Louis Papendick. Plea of guilty by company and plea of nolo contendere by individual. Fine of \$300 against company; action against individual dismissed. (F. D. C. No. 35741. Sample No. 71088-L.)

INFORMATION FILED: December 8, 1953, Eastern District of Missouri, against the Dinner Bell Food Co., a corporation, St. Louis, Mo., and Louis Papendick, president of the corporation.

ALLEGED SHIPMENT: On or about June 26, 1953, from the State of Missouri into the State of Indiana.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of insect fragments and rodent hairs; and, Section 402 (a) (4), the article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 1, 1954. The corporation having entered a plea of guilty and the individual a plea of nolo contendere, the court fined the corporation \$300 and dismissed the action against the individual.

FLOUR

21103. Adulteration of flour. U. S. v. 400 Bags, etc. (F. D. C. No. 36179. Sample Nos. 63436-L, 63438-L, 63440-L, 63442-L, 63444-L, 63446-L, 63448-L to 63459-L, incl.)

LABEL FILED: December 14, 1953, Southern District of Illinois.

ALLEGED SHIPMENT: On or about May 14, June 23, July 10 and 22, August 18, 19, and 31, September 30, and October 8, 14, 15, 16, 26, 27, and 31, 1953, from

Davenport, Iowa, New Prague, Winona, and Minneapolis, Minn., Kansas City, Mo., and Fort Wayne, Ind.

PRODUCT: 916 100-pound bags and 13 50-pound bags of flour at Peoria, Ill., in possession of the Gateway Milling Co.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent urine; and, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: March 25, 1954. The Gateway Milling Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and that the unfit portion be disposed of as animal feed, under the supervision of the Department of Health, Education, and Welfare. As a result of the segregation operations, 665 bags of the product were found unfit and were denatured for use as hog feed.

21104. Adulteration of flour. U. S. v. 25 Bags, etc. (F. D. C. No. 35522. Sample Nos. 62190-L, 62191-L.)

LABEL FILED: September 30, 1953, Western District of Arkansas.

ALLEGED SHIPMENT: On or about July 2 and 23, 1953, from Wichita Falls and Fort Worth, Tex.

PRODUCT: 54 100-pound bags of flour at Texarkana, Ark.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: February 16, 1954. The Ritchie Grocer Co., Texarkana, Ark., having appeared as claimant, and later having withdrawn such claim and consented to the forfeiture of the product to the Government, judgment of condemnation was entered and the court ordered that the product be delivered to a Federal institution, for use as animal feed.

21105. Adulteration of flour. U. S. v. 50 Sacks * * *. (F. D. C. No. 35689. Sample No. 49724-L.)

LABEL FILED: October 14, 1953, Eastern District of New York.

ALLEGED SHIPMENT: On or about June 5, 1953, from Janesville, Wis.

PRODUCT: 50 100-pound sacks of flour at Brooklyn, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects, insect webbing, and insect excreta. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: March 11, 1954. Default decree of condemnation and destruction.