

**CHARGE:** 402 (a) (3)—contained insects, insect fragments, and rodent hairs; and 402 (a) (4)—prepared and packed under insanitary conditions.

**PLEA:** Nolo contendere.

**DISPOSITION:** 2-18-57. Corporation—\$1,000 fine; individual—\$100 fine.

**23652. Bismarcks (bakery product), rolls, cherry pie, and apple pie.** (F. D. C. No. 39387. S. Nos. 33-423/5 M.)

**INFORMATION FILED:** 2-6-57, Dist. Nebr., against Kuenne's Bakery, Inc., Omaha, Nebr., and Richard D. Riddle (president and treasurer).

**SHIPPED:** 9-4-56, from Nebraska to Iowa.

**CHARGE:** 402 (a) (4)—prepared under insanitary conditions.

**PLEA:** Nolo contendere.

**DISPOSITION:** 4-22-57. Corporation—\$450 fine, plus costs; individual—\$150 fine.

**23653. Frozen pizza pies.** (F. D. C. No. 39715. S. No. 54-584 M.)

**QUANTITY:** 475 cases, 12 9-oz. pies each, at Seattle, Wash.

**SHIPPED:** 6-18-56, from Newark, N. J.

**LIBELED:** 12-5-56, W. Dist. Wash.

**CHARGE:** 402 (a) (3)—contained moldy pies while held for sale.

**DISPOSITION:** 4-15-57. Default—destruction.

**23654. Bread crumbs.** (F. D. C. No. 38596. S. Nos. 29-478 M, 29-860 M, 29-998 M, 36-710 M, 47-443 M.)

**INFORMATION FILED:** 4-24-56, Dist. N. J., against Devonsheer Melba Corp., West New York and North Bergen, N. J., Bert Weil, president and secretary, and Frank Pinto, plant manager.

**SHIPPED:** Between 8-18-55 and 11-25-55, from New Jersey to New York.

**LABEL IN PART:** (Pkg.) "Bread Crumbs For all type recipes Net Wt. 10 Oz. Avoir. Packed Expressly For H. C. Bohack Co., Inc. \* \* \* Long Island & Brooklyn, N. Y." and "Devonsheer \* \* \* Old English Style Golden Brown Toasted Bread Crumbs \* \* \* Net Weight 10 Oz. Avoir. Manufactured by Devonsheer Melba Corp. West New York, N. J."

**CHARGE:** 402 (a) (3)—contained insect parts, insect larvae, and rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

**PLEA:** Guilty by Corporation and Frank Pinto; nolo contendere by Bert Weil.

**DISPOSITION:** 6-8-56. Corporation fined \$1,000; Frank Pinto, \$500; and Bert Weil, \$1,000, and placed on probation for 1 year.

#### FLOUR\*

**23655. Flour.** (F. D. C. No. 39405. S. Nos. 61-663/4 M.)

**INFORMATION FILED:** 2-26-57, S. Dist. W. Va., against Kincaid Wholesale Co., a corporation, Spencer, W. Va., and James T. Kincaid, president.

**ALLEGED VIOLATION:** Between 8-14-56 and 10-9-56, while quantities of flour were being held for sale after shipment in interstate commerce, the defendants caused the flour to be placed in a building that was accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the flour being adulterated.

\*See also No. 23677.

**CHARGE:** 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

**PLEA:** Guilty.

**DISPOSITION:** 4-11-57. Defendants jointly fined \$500.

**23656. Flour.** (F. D. C. No. 39681. S. No. 59-589 M.)

**QUANTITY:** 300 100-lb. bags at Chicago, Ill., in possession of West Side Warehouse.

**SHIPPED:** 7-10-56, from Milwaukee, Wis.

**LIBELED:** 11-9-56, N. Dist. Ill.

**CHARGE:** 402 (a) (3)—contained rodent urine and rodent excreta; and 402 (a) (4)—held under insanitary conditions.

**DISPOSITION:** 1-2-57. Consent—claimed by Urban F. Myers & Co., Chicago, Ill., and denatured for use as animal feed.

**23657. Flour.** (F. D. C. No. 38096. S. No. 16-447 M.)

**QUANTITY:** 390 100-lb. bags at Portland, Oreg.

**SHIPPED:** 6-8-55, from St. Anthony, Idaho, by St. Anthony Flour Mills.

**LABEL IN PART:** (Bag) "Clear Flour Bleached."

**LIBELED:** 7-25-55, Dist. Oreg.

**CHARGE:** 402 (a) (3)—contained rodent urine and rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

**DISPOSITION:** 8-25-55. Consent—claimed by Crown Mills, Portland, Oreg.; converted to animal feed.

**23658. Rye flour.** (F. D. C. No. 39657. S. No. 61-907 M.)

**QUANTITY:** 29 100-lb. bags at Yonkers, N. Y., in possession of Otto Brehm.

**SHIPPED:** 8-17-56, from Minneapolis, Minn.

**LIBELED:** 11-20-56, S. Dist. N. Y.

**CHARGE:** 402 (a) (3)—contained insects, rodent excreta, and rodent urine; and 402 (a) (4)—held under insanitary conditions.

**DISPOSITION:** 12-18-56. Default—destruction.

**23659. Flour.** (F. D. C. No. 39550. S. No. 40-479 M.)

**QUANTITY:** 51 50-lb. bags at Mitchell, S. Dak.

**SHIPPED:** Between 7-20-56 and 8-4-56, from Grand Forks, N. Dak.

**LIBELED:** 8-29-56, Dist. S. Dak.

**CHARGE:** 402 (a) (3)—contained rodent urine while held for sale.

**DISPOSITION:** 10-12-56. Consent—segregated; 31 bags destroyed and 20 bags which were found to be good were delivered to charitable institutions.

**23660. Flour and rolled oats.** (F. D. C. No. 38498. S. Nos. 30-255/7 M.)

**QUANTITY:** 9 100-lb. bags of flour and 57 25-lb. bags of rolled oats at Peoria, Ill.

**SHIPPED:** Between 6-16-55 and 8-8-55, from Minneapolis and Winona, Minn.

**LIBELED:** 10-18-55, S. Dist. Ill.

**CHARGE:** 402 (a) (3)—contained insects while held for sale.

**DISPOSITION:** 11-3-55. Consent—claimed by Gateway Milling Co., Peoria, Ill.; converted to animal feed.