6211. Adulteration and misbranding of pretzels. U. S. v. 134 Tins of Pretzels. Default decree of condemnation and destruction. (F. D. C. No. 11572. Sample No. 53573–F.)

LIBEL FILED: January 6, 1944, District of Maryland.

ALLEGED SHIPMENT: On or about December 13, 1943, by the Revonah Pretzel Co., from Hanover, Pa.

PRODUCT: 134 tins, each containing 7 pounds, of pretzels at Baltimore, Md.

LABEL, IN PART: "Safe For You and Your Children Dobb's R-Good Wholesome Pure Jumbo [or "Large," "Butter," "Penny," or "Sticks"] Distributed By Dobb's R-Good Products Co., Baltimore."

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 and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

Misbranding, Section 403 (a) the statement "Wholesome Pure," on the label, was false and misleading as applied to a product containing rodent hair fragments and insect fragments, and produced under insanitary conditions.

DISPOSITION: February 5, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed and the containers returned to the consignee.

6212. Adulteration of pretzel straws and pretzel sticks. U. S. v. 24 Cartons and 999 Cartons of Pretzel Straws, and 2 Cans of Pretzel Sticks, Default decrees of condemnation and destruction. (F. D. C. Nos. 11464, 11528. Sample Nos. 48262–F, 48263–F, 48535–F.)

LIBELS FILED: December 28 and 29, 1943, Northern and Southern Districts of Ohio.

ALLEGED SHIPMENT: From on or about November 12 to November 23, 1943, by the Becker Pretzel Bakeries, Inc., Baltimore, Md.

PRODUCT: 24 cartons, each containing 12 1¾-ounce packages, of pretzel straws and 2 cans, each containing 175 pretzel sticks, at Cleveland, Ohio, and 999 7-pound cartons of pretzel straws at Cincinnati, Ohio.

LABEL, IN PART: (Packages) "Becker's Pretzel Straws," (cans) "Becker's Pet-so Pretzels Giant Sticks," and (999 cartons) "Becker's Crisp Tender Delicious Pretzels Pretzel Straws."

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

DISPOSITION: February 12 and May 25, 1944. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

CORN MEAL

6213. Adulteration of corn meal. U. S. v. 1,550 Bags of Corn Meal. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 11751. Sample Nos. 61117–F to 61119–F, incl.)

LIBEL FILED: On or about February 15, 1944, Southern District of Mississippi.

ALLEGED SHIPMENT: On or about January 11, 1944, by the Kalmbach-Burckett Co., Inc., from Shreveport, La.

PRODUCT: Corn meal: 700 10-pound bags, 800 25-pound bags, and 50 100-pound bags at Natchez, Miss.

LABEL, IN PART: "Squirrel Pearl Meal."

VIOLATION 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 excreta, rodent hairs, and insect fragments.

DISPOSITION: February 28, 1944. The Kalmbach-Burckett Co., claimant, having admitted the allegations of the libel to the extent that the product was subject to being condemned at the time of seizure, judgment of condemnation was entered and the product was ordered released under bond to be reworked and disposed of for use other than human consumption, under the supervision of the Food and Drug Administration.