DISPOSITION: 5–22–62. Consent—claimed by Public Warehouse Co., Inc. Segregated; 1½ 100-lb. bags of rice, 2 100-lb. bags and 10 bales of popcorn sold for use in processed dog food.

28222. Milo maize. (F.D.C. No. 45153. S. No. 24–383 R.)

QUANTITY: 121,500 lbs. at Kansas City, Kans.

SHIPPED: 10–21–60, from Dalton, Mo., by Dalton Elevator.

LIBELED: 11–23–60, Dist. Kans.

CHARGE: 402(a)(2)(B)—the article was a raw agricultural commodity and, when shipped, contained a pesticide chemical, namely, a mercurial compound, which was unsafe within the meaning of 408(a), since no tolerance or exexemption from the requirement of a tolerance for such pesticide chemical on milo maize had been prescribed by regulation.

DISPOSITION: 11–30–60. Consent—claimed by Mid-Continent Grain Co., Kansas City, Mo., and destroyed.

28223. Unpopped popcorn. (F.D.C. No. 46591. S. No. 28–168 T.)

QUANTITY: 321,000 lbs. at North Bend, Nebr.

SHIPPED: Between 7–7–61 and 7–16–61, from Hamburg, Iowa, by Reid Grain Co.

LIBELED: 11–3–61, Dist. Nebr.

CHARGE: 402(a)(3)—when shipped, contained insect larvae, insect parts, and rodent excreta pellets; and 402(a)(4)—held and prepared under insanitary conditions.

DISPOSITION: 5–18–62. Consent—claimed by Blevins Popcorn Co., North Bend, Nebr. Segregated; 13,565 lbs. destroyed.

CHOCOLATE, CONFECTIONERY, AND RELATED PRODUCTS

CHOCOLATE PRODUCTS

28224. Chocolate flavor mix. (F.D.C. No. 47393. S. No. 4–198 T.)

QUANTITY: 41 cases, 12 1-lb. pkgs. each, and 52 cases, 24 8-oz. pkgs. each, at Halethorpe (Baltimore), Md.

SHIPPED: 2–8–62 and 2–19–62, from Newark, Del., by General Foods Corp.

LABEL IN PART: (Pkg.) "Baker's Instant Chocolate Flavor Mix Fortified with Vitamins C–D–B_2 Iron * * * 8 Oz. * * * Wholesome and Nutritious! * * * 2 servings of Baker's Instant (1⅕ oz.) provide at least 50% of the adult's and child's minimum daily requirements of: * * * Walter Baker Chocolate, General Foods Corp. Dorchester, Mass."

LIBELED: 3–19–62, Dist. Md.

CHARGE: 403(a)—when shipped, the label statements which represented and suggested that the article was adequate and effective to promote good growth and health; develop healthy teeth, gums and skin; convert food to energy; promote strong bones and teeth; and promote healthy blood; were false and misleading, since the article was not adequate and effective for such purposes.

DISPOSITION: 4–19–62. Default—delivered to charitable institutions.