defendants caused the articles to be held in a building accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the articles being adulterated.

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

PLEA: Guilty.

DISPOSITION: 9-18-61. Corporation fined $1,500; individual fined $500.

28058. Popcorn bunnies. (F.D.C. No. 47418. S. No. 8-106 T.)

QUANTITY: 11 cases of 48, and 2 cases of 24, individually wrapped popcorn bunnies, at Cambridge, Mass.

SHIPPED: 2-15-62, from Minneapolis, Minn., by Pophitt Cereals, Inc.

LABEL IN PART: (Case) "48 Regular 1½ Oz. Popcorn Bunnies No. 1-E [or "24 Jumbo 4½ Oz. Popcorn Bunnies No. 2-E"] Pophitt Cereals, Inc., Minneapolis, Minn. F. W Woolworth Co." and (bunnies) "Bumpy and Jumpy Pophitt's Pop Corn Bunnies Ingredients: * * * Net Wt. 1½ Oz. [or "4½ Oz."] Pophitt Cereals, Inc., Minneapolis, Minnesota."

RESULTS OF INVESTIGATION: Examination showed that the article was popped corn shaped in the form of rabbits, individually wrapped in cellophane of various colors, on which the manufacturer's name and address and statement of ingredients were printed in small type on a side panel at right angles to the principal display panel, in ink of a color which did not contrast with the background, and in the case of the 1½-oz. package, this information was partially concealed by the fold at the bottom of the bag.

LIBELED: 3-26-62, Dist. Mass.

CHARGE: 403(f)—when shipped, the information required by 403 (e)(1), (e)(2), and (i)(2) to appear on the label, namely, the name and place of business of the manufacturer, packer, or distributor, an accurate statement of the quantity of contents, and the common or usual name of each ingredient, was not prominently placed on the label with such conspicuousness (as compared with other words and statements on the label) as to render such information likely to be read by the ordinary individual under customary conditions of purchase and use.

DISPOSITION: 4-30-62. Default—delivered to a public or charitable institution.

28059. English muffins, rolls, donut centers, and candy. (F.D.C. No. 46026. S. Nos. 24-002 R, 24-004 R, 24-012 R, 24-025/6 R, 24-028 R.)

INFORMATION FILED: 9-11-61, W. Dist. Mo., against Fred Wolferman, Inc., Kansas City, Mo.

SHIPPED: Between 2-7-61 and 2-16-61, from Missouri to Kansas.

LABEL IN PART: (Pkg.) "Butter Flake Rolls Net Wt. 8 Oz. Distributed by Fred Wolferman, Inc."; "Wolferman's Good Things to Eat Kansas City, Missouri"; "Wolferman's Good Things to Eat Fine Candies Kansas City, Mo."; "Assorted Chocolates by Wolferman's Net Weight One Pound Kansas City, Mo."; and "Fresh Candies Wolferman's Kansas City, Mo. Old Fashioned Chocolates 8 ounces net weight."

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

PLEA: Nolo contendere.

DISPOSITION: 10-27-61. $505 fine.