27753. Crackers and popped popcorn. (F.D.C. No. 46626. S. Nos. 40-704/5 T.)

QUANTITY: 31 ctns., 48 cans each, of crackers; and 14 ctns., 24 bags each, of popcorn, at Clifton, N.J.

SHIPPED: 10-30-61 and 11-7-61, from New York, N.Y., by Old London Foods, Inc.

LABEL IN PART: (Can) "Old London Cheddar Cheesewich 20 Sandwiches Net Wt. 2¾ Oz. Baked by Old London Foods, Inc., N.Y., N.Y. * * * Ingredients"; (ctn.) "Old London Cheese Spread Sandwiches * * * Cheese Flavored 4 Display Boxes One Doz. Ea. baked by Old London Foods, Inc. 788 East 138th Street, New York"; and (bag) "1¾ Oz. King Korn Seasoned Popcorn * * * Manufactured by Old London Foods, Inc."

RESULTS OF INVESTIGATION: The name and address of the manufacturer, quantity of contents and ingredients statements were inconspicuous (crackers) due to being printed in silver-colored ink on a noncontrasting white background; and (popcorn) the quantity of contents statement was inconspicuous due to its size and style of print and its being without contrasting background, and the ingredients statement was inconspicuous due to its size of type, its position on the side of the bag label, and in a plane which was perpendicular to the principal display panel.

LIBELED: 11-20-61, Dist. N.J.

CHARGE: 403(f)—when shipped, the information required by 403 (e)(1), (e)(2) and (i)(2) to appear on the label, namely, (crackers) name and address of manufacturer, packer, or distributor, (both lots) quantity of contents, and ingredient statements, 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: 1-10-62. Default—delivered to charitable institutions.

27754. Frozen pizza. (F.D.C. No. 46876. S. No. 51-125 T.)

QUANTITY: 32 cases, 12 pkgs. each, at Portland, Oreg.

SHIPPED: Prior to 11-17-61, from Denver, Colo., by Colorado Pizza Co.

LABEL IN PART: (Pkg.) "Our Real Italian Brand Pizza with Pepperoni Sausage Ingredients: * * * Colorado Pizza Company, Denver, Colo., Net Wt. 12 Oz."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 1-15-62, Dist. Oreg.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 3-14-62. Default—delivered to charitable or public institutions.

27755. Tortillas. (F.D.C. No. 47399. S. No. 51-456 T.)

QUANTITY: 290 cases, 24 cans each, at Seattle, Wash.

SHIPPED: Between 7-29-61 and 2-9-62, from El Paso, Tex., by Ashley's, Inc.

LABEL IN PART: (Can) "Ashley's Brand * * * Tortillas Made From Corn and Water Contents 18 Tortillas Net Weight 11 Ounces Packed by Ashley's. 2864 Pershing Drive, El Paso, Texas."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.