MACARONI AND NOODLE PRODUCTS

27561. Noodles and spaghetti. (F.D.C. No. 45257. S. Nos. 39-042 R, 39-572 R.)

INFORMATION FILED: 5-12-61, E. Dist. Mo., against the St. Louis Macaroni Mfg. Co., Inc., St. Louis, Mo., and Roy A. Garozzo, president.

SHIPPED: 9-21-60 and 9-22-60, from Missouri to Illinois.

LABEL IN PART: (Pkg.) "Net Wt. 12 Oz. PURE EGG NOODLES St. Louis Macaroni Mfg. Co., Inc. St. Louis, Mo." and (ctn.) "L. M. 420 20-LBS. NET ED RAY ELBOW SPAGHETTI."

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

PLEA: Guilty.

DISPOSITION: 7-5-61. Corporation fined $1,500; individual fined $500, plus costs.

27562. Noodles. (F.D.C. No. 46409. S. Nos. 94-372/3 R, 94-587 R.)

QUANTITY: 24 cases, 12 bags each, at Detroit, Mich.

SHIPPED: 6-19-61, from Cleveland, Ohio, by Weiss Noodle Co.

LABEL IN PART: (Bag) "Grosse Pointe * * * Egg Noodles Distributed by Grosse Pointe Quality Food Co., Detroit, Mich. * * * Net Wt, 11 Ozs. ["10" hand marked with crayon over the printed "11"]."

RESULTS OF INVESTIGATION: Examination showed that the net weight declaration as hand marked over the original printed statement was difficult to read.

LIBELED: 8-25-61, E. Dist. Mich.

CHARGE: 403(a)—when shipped, the original net weight statement "11 Oz." was false and misleading since the article contained less than 11 ounces; and 403(f)—the information required by 403(e)(2) to appear on the label, namely, quantity of contents, 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: 10-6-61. Default—delivered to a public institution.

27563. Canned spaghetti. (F.D.C. No. 45544. S. Nos. 39-753 R, 40-185 R.)

INFORMATION FILED: 6-2-61, E. Dist. Ill., against Vevco Foods, Inc., Belleville, Ill., John P. Viviano, secretary, and Frank P. Viviano, treasurer.

SHIPPED: 11-1-60, from Illinois to Arkansas.

LABEL IN PART: (Can) "A L M A ALMA CANNING CO. Alma, Ark. Contents 15½ Oz. Avoir. SPAGHETTI In Tomato Sauce With Cheese" and "Net Weight 15½ Ozs. Avd. FOOD KING SPAGHETTI In Tomato Sauce With Cheese Owned Grocers Inc. Chicago, Ill. Distributors."

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

PLEA: Guilty.

DISPOSITION: 6-2-61. Each defendant fined $200.

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

27564. Breading mix, doughnut mix, and meal. (F.D.C. No. 43084. S. Nos. 8-186 P, 47-325/6 P.)