

LIBELED: 8-17-61, W. Dist. Mo.

CHARGE: 402(a)(3)—contained charred, burned, or scorched kernels of wheat when shipped.

DISPOSITION: 10-2-61. Consent—claimed by Lipscomb Grain & Seed Co., Springfield, Mo., and released under bond to be converted into animal feed.

27572. Whole wheat mix. (F.D.C. No. 44930. S. No. 90-334 P.)

INFORMATION FILED: 10-29-60, Dist. Conn., against Rose Mill, Inc., Milford, Conn., and H. Roland Frickenhaus, president of the corporation.

SHIPPED: 1-4-60, from Connecticut to Maine.

LABEL IN PART: (Bag) "NET WEIGHT 100 POUNDS A Grist Mill Since 1709 100% STONE GROUND WHOLE WHEAT MIX ROSE MILL INCORPORATED MILFORD, CONN."

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

PLEA: Guilty.

DISPOSITION: 6-8-61. Corporation fined \$750; individual fined \$500, given a suspended sentence of 8 months in prison, and placed on probation for 3 years.

CONFECTIONERY AND HONEY

27573. Candy. (F.D.C. No. 46322. S. No. 71-921 R.)

QUANTITY: 47 cases, 60 boxes each, at Minneapolis, Minn.

SHIPPED: 8-2-61, from Brooklyn, N.Y., by Banner Candy Mfg. Corp.

LABEL IN PART: (BOX) "Boston Baked Beans Banner Net Wt. 2 Ozs. * * * Manufactured by Banner Candy Mfg. Corp. Brooklyn, N.Y."

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

LIBELED: 9-5-61, Dist. Minn.

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

DISPOSITION: 10-23-61. Default—delivered to charitable institutions.

27574. Candy. (F.D.C. No. 46236. S. No. 88-023 R.)

QUANTITY: 59 cases, 24 bags each, at Baltimore, Md.

SHIPPED: 7-10-61, from Philadelphia, Pa., by National Licorice Co.

LABEL IN PART: (Bag) "Acme Virginia Lee Licorice Twist Ingredients: * * * Distributed by American Stores Co., General Offices, Phila., Pa. Net Wt. 6 Oz."

RESULTS OF INVESTIGATION: Examination showed that the ingredients and quantity of contents statements were printed in a dark colored ink and were inconspicuous against the black candy in the background.

LIBELED: 8-8-61, Dist. Md.

CHARGE: 403(f)—when shipped, the information required to appear on the label under 403(e)(2) and (i)(2), namely, the quantity of contents statements, and the ingredients statements, was not prominently placed thereon with such conspicuousness (as compared with other words, statements, designs, or