PRODUCT: 100 100-pound bags of popcorn at Phoenix, Ariz.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent pellets and rodent hairs.

DISPOSITION: April 13, 1945. Allen L. Rosenberg having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond to be cleaned and repackaged under the supervision of the Food and Drug Administration.

8836. Adulteration and misbranding of popcorn. U. S. v. 200 Cartons of Popcorn. Default decree ordering the product destroyed unless converted into animal feed. (F. D. C. No. 15684. Sample No. 18718–H.)

LIBEL FILED: March 29, 1945, District of Minnesota.

ALLEGED SHIPMENT: On or about February 24, 1945, by the Gertz Distributing Co., from Chicago, Ill.

PRODUCT: 200 cartons, each containing 48 8-ounce cans, of popcorn at Minneapolis, Minn. Examination showed that the product contained rodent-gnawed kernels and that it was short-weight.

LABEL, IN PART: "Judmar's Pop-Corn Simply Delicious Net Wt. 8 Ozs."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent-gnawed kernels.

Misbranding, Section 403 (e) (2), it failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: June 13, 1945. No claimant having appeared, judgment was entered ordering that the product be destroyed or converted into animal feed, under the supervision of the Food and Drug Administration.

8837. Adulteration of coated puffed wheat. U. S. v. Confections, Inc. Plea of guilty. Fine, $50 and costs. (F. D. C. No. 12551. Sample Nos. 29994–F, 65257–F.)

INFORMATION FILED: December 1, 1944, Northern District of Illinois, against Confections, Inc., Chicago, Ill.

ALLEGED SHIPMENT: On or about November 30 and December 20, 1943, from the State of Illinois into the States of California and Montana.

LABEL, IN PART: "Honey Child Sugared-Buttered Ready to Eat Coated Puffed Wheat Honey Flavored."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), mineral oil, a nonnutritive substance, had been substituted in part for "Sugared-Buttered * * * Coated Puffed Wheat Honey Flavored," which the article was represented to be.

DISPOSITION: April 10, 1945. A plea of guilty having been entered, the court imposed a fine of $50, plus costs.

8838. Adulteration of wheat cereal. U. S. v. 85 Cases of Wheat Cereal. Default decree ordering that the product be destroyed unless converted into animal feed. (F. D. C. No. 15620. Sample No. 18548–H.)

LIBEL FILED: March 19, 1945, District of Minnesota.

ALLEGED SHIPMENT: On or about January 30, 1945, by the Nebraska Consolidated Mills Co., from Omaha, Nebr.

PRODUCT: 43 cases, each containing 18 24-ounce packages, and 42 cases, each containing 24 12-ounce packages, of wheat cereal at St. James, Minn.

LABEL, IN PART: "Dixianna Wheat Cereal Energy Food."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta fragments, insect fragments, and larvae.

DISPOSITION: June 13, 1945. No claimant having appeared, judgment was entered ordering that the product be destroyed or converted into animal feed, under the supervision of the Food and Drug Administration.