

**LIBELED:** 2-13-59, Dist. Mass.

**CHARGE:** 402(a)(3)—contained mold filaments; and 402(a)(4)—prepared and packed under insanitary conditions.

**DISPOSITION:** 3-16-59. Default—destruction.

**25355. Frozen fruit pies.** (F.D.C. No. 42649. S. Nos. 11-580 P, 47-018/20 P.)

**QUANTITY:** 273 cases, 6 apple pies each; 49 cases, 6 peach pies each; 33 cases, 6 cherry pies each; and 77 cases, 6 blueberry pies each, at Milwaukee, Wis.

**SHIPPED:** 11-7-58, from Webster City, Iowa, by Morton Frozen Foods, Div. Continental Baking Co.

**LABEL IN PART:** (Ctn.) "Net Wt. 1 lb. 8 oz. Morton Family Size Frozen \* \* \* Pie Now Butter in the Crust."

**LIBELED:** 12-22-58, E. Dist. Wis.

**CHARGE:** 403(a)—when shipped, the label statement "Butter in the Crust" was false and misleading as applied to the article which contained little or no butter in the crust.

**DISPOSITION:** 1-30-59. Consent—claimed by Continental Baking Co. and relabeled.

**25356. Frozen pecan pies and frozen macaroni and cheese casseroles.** (F.D.C. No. 42824. S. Nos. 47-576/7 P.)

**QUANTITY:** 213 cases, 6 ctns. each, of frozen pecan pies, and 249 cases, 12 ctns. each, of frozen macaroni and cheese casseroles, at North Abington, Mass.

**SHIPPED:** 1-12-59, from Wethersfield, Conn., by Farm House Frozen Pies, Div. Connecticut Pie Baking Co., Inc.

**LABEL IN PART:** (Ctn.) "Frozen Pecan Pie \* \* \* Farm House Frozen Pies Div. Connecticut Pie Baking Co., Inc., \* \* \* Net Weight 1 Lb. 2 Oz. or over," and "One Full Pound Farm House Frozen Macaroni and Cheese Casserole \* \* \* Farm House Frozen Pies Div. Conn. Pie Baking Co., Inc."

**LIBELED:** 2-9-59, Dist. Mass.

**CHARGE:** 403(e)(2)—when shipped, the articles failed to bear a label containing an accurate statement of the quantity of contents (the articles were short weight); 403(f)—the statement of ingredients (both lots), and the quantity of contents statement (pecan pie), were not placed on the labels with such conspicuousness (as compared with other words, statements, designs, or devices in the labeling) and in such terms as to render them likely to be read and understood by the ordinary individual under customary conditions of purchase and use; and 403(i)(2)—(macaroni and cheese) the label failed to bear the common or usual name of each ingredient contained therein since starch was not declared.

**DISPOSITION:** 3-16-59. Default—delivered to a charitable institution for its use and not for sale.

#### **CORNMEAL\***

**25357. Cornmeal.** (F.D.C. No. 42417. S. Nos. 16-914/5 P.)

**INFORMATION FILED:** 2-24-59, S. Dist. Ind., against Bundy Bros. & Sons, a partnership, Medora, Ind., and Leland R. Bundy.

**SHIPPED:** 8-14-58, from Indiana to Kentucky.

\*See also No. 25364.