

DISPOSITION: 8-17-65. Consent—claimed by Ranney-Davis Mercantile Co. Ordered relabeled and distributed to an institution for its use only and not for resale.

30602. Tea bags. (F.D.C. No. 52184. S. Nos. 69-534/5 B.)

QUANTITY: 19 cases, each containing 6 ctns., each ctn. containing 10 pkgs. of La Touraine brand, and 132 cases, each containing 12 pkgs. of Red Label brand, at Dorchester, Mass., in possession of New England Tea Packing Co., Inc.

SHIPPED: Imported in bulk lots into the United States (La Touraine brand) during the period of March through December 1965, and (Red Label brand) prior to 9-11-64.

LABEL IN PART: (Pkgs.) "La Touraine Orange Pekoe and Pekoe Cut Black Tea 100 Bags * * * Net Weight 8 Ozs. Distributed Exclusively by La Touraine Coffee Co. Inc.," and "S. S. Pierce Co. Red Label Brand Black Tea Formosa Oolong Tea Bags Packed for S. S. Pierce Co. Boston, Mass. 48 Tea Bags Net Weight 4½ Ozs."

RESULTS OF INVESTIGATION: Examination of the article showed that the La Touraine brand was 2.50 percent short weight and the Red Label brand 3.78 percent short weight. Both lots had been repacked by the New England Tea Packing Co., Inc.

LBELED: 2-15-66, Dist. Mass.

CHARGE: 403(e)(2)—while held for sale, the article failed to bear a label containing an accurate statement of the quantity of contents, since the label statements La Touraine brand) "Net Weight 8 Ozs." and (Red Label brand) "Net Weight 4½ Ozs." were inaccurate.

DISPOSITION: 4-7-66. Consent—claimed by New England Tea Packing Co., Inc., for relabeling.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

30603. Pumpernickel bread. (F.D.C. No. 51566. S. No. 7-063 B.)

INFORMATION FILED: 10-5-65, W. Dist. Mo., against Weintraub Bakery Co., a corporation, Kansas City, Mo., and Isadore Weintraub, manager.

SHIPPED: 1-12-65, from Kansas City, Mo., to Kansas City, Kans.

LABEL IN PART: (Pkg.) "16 oz. Net or Over Pumpernickel Weintraub Bakery Co. Kansas City, Mo."

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

PLEA: Guilty.

DISPOSITION: 3-30-66. Each defendant—\$100 fine, plus costs.

30604. Pumpernickel bread. (F.D.C. No. 50786. S. No. 24-141 A.)

INDICTMENT RETURNED: 4-27-65, N. Dist. Ill., against Castle Baking Co., a corporation, Chicago, Ill.

SHIPPED: 1-7-64, from Chicago, Ill., to Indiana.

LABEL IN PART: (Wrapper) "Castle's Old Country Pumpernickel Pareva Wt. 1 Lb."

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

PLEA: Guilty.

DISPOSITION: 6-25-65. \$1,500 fine, plus costs.

30605. Mrs. Smith's pies. (F.D.C. No. 48870. S. Nos. 42-241 V, 42-243/4 V, 42-246 V.)

INDICTMENT RETURNED: 2-24-64, E. Dist. Pa., against Mrs. Smith's Pie Co., a corporation, Pottstown, Pa., Raymond A. Bitting, plant manager, and John F. Thuermer, director of quality control.

SHIPPED: On 9-20-62, from Pottstown, Pa., to Silver Spring, Md.

LABEL IN PART: "Deep Dish Pie Peach ["Pumpkin," "Coconut," or "Lemon Meringue"] Net Wt. * * * Made by Mrs. Smith's Pie Company."

CHARGE: 402(a)(4)—prepared under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 1-26-65. Corporation—\$20,000 fine; each individual—probation for 1 year.

30606. Pretzels. (F.D.C. No. 52510. S. Nos. 83-624 B, 83-626 B.)

QUANTITY: 54 boxes of 12 12-oz. bags each, and 229 boxes of 12 6-oz. bags each, at Chillicothe, Ohio, in possession of Carroll Food Products Co., Inc.

SHIPPED: 3-14-66, from Scranton, Pa.

LIBELED: 4-27-66, S. Dist. Ohio.

CHARGE: 402(a)(3)—contained rodent hairs and was rodent gnawed; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 6-13-66. Default—destruction.

FLOUR*

30607. Flour and rice. (F.D.C. No. 51229. S. Nos. 66-212 X, 135-426 A, 135-428/9 A.)

INFORMATION FILED: 5-28-65, S. Dist. Ga., against Ammons Grocery Co., a corporation, Augusta, Ga., Mason C. Clements, president, and E. Vance Rogers, vice president.

ALLEGED VIOLATIONS: Between 8-8-63 and 11-18-64, while quantities of flour and rice were being held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building accessible to rodents and insects and to be exposed to contamination by rodents and insects, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—contained insects and rodent hairs; and 402(a)(4)—held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 4-11-66. Each defendant—probation for 5 years.

30608. Flour. (F.D.C. No. 52239. S. Nos. 80-459 B, 83-121 B.)

QUANTITY: 11 100-lb. bags, and 129 bales of 2 25-lb. bags each, at Cambridge, Ohio, in possession of Harper-Hutchison-Thompson Co.

*See also No. 30611.