

CHOCOLATE, SUGARS, AND RELATED PRODUCTS

Nos. 5288 to 5294 report actions involving candy found to be adulterated with one or more types of filth, such as rodent hair fragments, and fragments resembling rodent or cat hairs, rodent excreta fragments, larvae, mites, weevils, insect fragments, feather fragments, wood splinters, fibers, and nondescript dirt. It was charged in each case that the candy had been prepared under insanitary conditions whereby it may have become contaminated with filth. No. 5294 was also misbranded.

5288. Adulteration of candy. U. S. v. Fanny Farmer Candy Shops, Inc. Plea of nolo contendere. Fine, \$500. (F. D. C. No. 9657. Sample Nos. 23227-F, 23228-F, 37113-F.)

This product contained rodent hair fragments, fragments of hairs resembling rodent or cat hairs, insect fragments, and a rodent pellet fragment.

On June 21, 1943, the United States attorney for the Middle District of Pennsylvania filed an information against the Fanny Farmer Candy Shops, Inc., Harrisburg, Pa., alleging shipment on or about January 28 and February 5, 1943, from the State of Pennsylvania into the State of New Jersey and the District of Columbia, of a quantity of candy that was adulterated. The article was labeled in part: "Secord" or "Buttercrunch" or "Fanny Farmer The Fresh Candies."

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy substance, and in that it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

On October 26, 1943, a plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$250 on each of the 2 counts in the information, a total fine of \$500.

5289. Adulteration of candy. U. S. v. Ph. Wunderle, Inc. Plea of nolo contendere. Judgment of guilty. Fine, \$1,600. (F. D. C. No. 10546. Sample Nos. 10384-F, 23273-F, 23536-F, 23619-F to 23621-F, incl., 32510-F, 32511-F, 37176-F.)

Samples of this product were found to contain insect fragments, rodent excreta fragments, rodent hair fragments, hair fragments resembling rodent hairs, feather fragments, whole larvae, mites, small splinters of wood, fibers, and nondescript material.

On September 8, 1943, the United States attorney for the Eastern District of Pennsylvania filed an information against Ph. Wunderle, Inc., at Philadelphia, Pa., alleging shipment within the period from on or about March 5 to April 13, 1943, from the State of Pennsylvania into the States of Louisiana, New Jersey, Delaware, Ohio, and the District of Columbia of a quantity of candy that was adulterated in that it consisted in whole or in part of a filthy substance, and in that it had been prepared, packed or held under insanitary conditions whereby it may have become contaminated with filth. The article was labeled in part: "Franklin Mixture," "The Best * * * Black Soft Jujube Dolls," "Scotties," "Bunnies," "Butter Cream Eggs," "Licorice Mint Jujubes," "Butter Cream Toys," "Assorted Opera Jujubes," or "Assorted Jujubes."

On October 29, 1943, a plea of nolo contendere having been entered, the court found the defendant guilty and imposed a fine of \$200 on each of the 8 counts in the information, or a total of \$1,600.

5290. Adulteration of candy. U. S. v. B. Lloyd Woodall (B. Lloyd's). Plea of guilty. Fine, \$200. (F. D. C. No. 9638. Sample Nos. 28272-F, 28365-F, 28367-F, 28368-F.)

On May 28, 1943, the United States attorney for the Middle District of Georgia filed an information against B. Lloyd Woodall, trading as B. Lloyd's at Barnesville, Ga., alleging shipment within the period from on or about December 9, 1942, to February 5, 1943, from the State of Georgia into the State of South Carolina of a quantity of candy that was adulterated in that it consisted in whole or in part of filthy substances by reason of the presence in the food of rodent hair fragments, unidentified hair fragments, larvae and weevils, and insect fragments, and in that it had been prepared under insanitary conditions whereby it may have become contaminated with filth. The article was labeled in part: "B. Lloyd's Pecan Products Home Made."

On September 27, 1943, the defendant having entered a plea of guilty, the court imposed a fine of \$200.