

CHOCOLATE, SUGARS, AND RELATED PRODUCTS

CANDY

6865. Adulteration of candy. U. S. v. 27 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. No. 13310. Sample No. 65762-F.)

LIBEL FILED: August 8, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about December 31, 1943, by the Ferrara Panned Candy Co., Chicago, Ill.

PRODUCT: 27 boxes of candy at New York, N. Y.

LABEL, IN PART: (Boxes) "320 Count 10 for 5c Chocolate Almonds."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of moths, beetles, larvae, insect excreta, and webbing.

DISPOSITION: September 1, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6866. Adulteration of candy. U. S. v. 8 Cartons, 20 Cartons, and 14 Cartons of Candy Bars. Consent decree of condemnation and destruction. (F. D. C. No. 12213. Sample Nos. 59090-F to 59092-F, incl.)

LIBEL FILED: On or about April 19, 1944, Southern District of West Virginia.

ALLEGED SHIPMENT. On or about March 18, 1944, by Russell Mansfield (jobber for Harris Candy Co., manufacturer), from Richmond, Va.

PRODUCT: 42 cartons, each containing 32 bars of candy, at Charleston, W. Va.

LABEL, IN PART: (Cartons) "Chocolate," or "Fudge"; (bar label) "Fudge Bar * * * Wt. Over One Ounce"; or (cartons) "Peanut"; (bar label) "Nuffed 5¢."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 9, 1944. The consignee, the only interested party, having requested the immediate entry of a decree of condemnation, judgment was entered accordingly and the product was ordered destroyed.

6867. Adulteration of candy. U. S. v. 74 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. No. 14024. Sample No. 63749-F.)

LIBEL FILED: October 9, 1944, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about May 19, 1944, by Schingen Candies, Inc., from Philadelphia, Pa.

PRODUCT: 74 boxes, each containing 48 pieces, of candy at Salisbury, N. C. Examination showed the article to be moldy and to have a sour odor and taste.

LABEL, IN PART: "Tourraine Brand Chocolate Covered Ko-Kets."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance and was otherwise unfit for food.

DISPOSITION: November 17, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6868. Adulteration of candy. U. S. v. 31 Boxes, 78 Boxes, and 197 Boxes of Candy. Default decrees of condemnation and destruction. (F. D. C. Nos. 12999, 13077. Sample Nos. 68321-F, 68322-F, 68326-F.)

LIBELS FILED: July 20 and 28, 1944, Northern District of Ohio.

ALLEGED SHIPMENT: On or about June 15 and July 6, 1944, by Michael Tenzer, Inc., New York, N. Y.

PRODUCT: 31 boxes, 78 boxes, and 197 boxes, each containing 24 bars, of candy at Cleveland, Ohio.

The 78 boxes and 197 boxes contained mold. In addition, the 78 boxes contained insect excreta. The 31 boxes contained larvae, cocoons, insect excreta, and webbing.

LABEL, IN PART: "Chocolate Sweets-A-Poppin 5¢ Made by Waldies Chocolate Co. Inc. New York, N. Y.," or "Nuts and Fruits 5¢ * * * Mfd. by Waldies Choc. Co. Inc. New York, N. Y."