

and the product was ordered released under bond, conditioned that the uncontaminated portion be segregated and used or sold for food purposes, and that the contaminated portion be destroyed or disposed of in some other lawful manner under the supervision of the Federal Security Agency.

**9276. Adulteration of chocolate. U. S. v. 94 Bags of Chocolate. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18762. Sample Nos. 13791-H to 13793-H, incl.)**

**LIBEL FILED:** On or about January 2, 1946, Northern District of Ohio.

**ALLEGED SHIPMENT:** On or about June 27 and September 13, 1945, by the Hooton Chocolate Co., Newark, N. J.

**PRODUCT:** 94 bags, each containing 20 10-pound slabs, of chocolate at Cleveland, Ohio.

**LABEL, IN PART:** "Hooton Chocolate."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of larvae, insect parts, and webbing.

**DISPOSITION:** January 10, 1946. The Ohio Confection Co., Cleveland, Ohio, claimant, having admitted the facts set forth in the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be cleaned under the supervision of the Food and Drug Administration or, in the event that it could not be properly cleaned, that it be destroyed or disposed of for purposes other than human consumption.

**9277. Adulteration of chocolate. U. S. v. 26 Bales of Chocolate. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18554. Sample No. 52414-H.)**

**LIBEL FILED:** December 13, 1945, Northern District of Ohio.

**ALLEGED SHIPMENT:** On or about July 12 and September 18, 1945, by Walter Baker and Co., Inc., Milton, Mass.

**PRODUCT:** 26 bales, each containing 20 10-pound slabs, of chocolate at Kenton, Ohio.

**LABEL, IN PART:** "Walter Baker's Dayton Van Lec Chocolate."

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

**DISPOSITION:** January 11, 1946. The Runkle Co., Kenton, Ohio, claimant, having admitted that a small portion of the product was in the condition described in the libel, judgment of condemnation was entered and the product was ordered released under bond for elimination of the filth, under the supervision of the Federal Security Agency. Otherwise, the product was to be destroyed.

**9278. Adulteration of bitter chocolate. U. S. v. 990 Cases and 347 Cases of Bitter Chocolate. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 18628, 18629. Sample Nos. 8031-H, 8033-H.)**

**LIBELS FILED:** December 7, 1945, Southern District of New York.

**ALLEGED SHIPMENT:** On or about June 28 and August 2, 1945, by Font, Gamundi and Co., from La Vega and Trujillo City, Dominican Republic.

**PRODUCT:** 990 cases and 347 cases, each containing 10 10-pound slabs, of bitter chocolate at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of filthy and decomposed substances by reason of the presence of beetles, larvae, insect excreta, webbing, and mold.

**DISPOSITION:** December 19, 1945, and January 7, 1946. The Phil Silverstein Corporation, New York, N. Y., and the Idis Chocolate & Candy Manufacturing Co., Inc., Brooklyn, N. Y., claimants, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond conditioned that all unfit portions be eliminated under the supervision of the Federal Security Agency. Otherwise, the lot was to be destroyed.

**9279. Adulteration of chocolate coating. U. S. v. 401 Bales of Chocolate Coating. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18887. Sample Nos. 52801-H to 52804-H, incl.)**

**LIBEL FILED:** January 22, 1946, Southern District of Ohio.