

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insect fragments, mites, rodent hairs, and hair fragments; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: November 5, 1947. A plea of nolo contendere having been entered, the defendant was fined \$240, plus costs.

12617. Adulteration of ice cream cones. U. S. v. 100 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 23523, 23541, 23549. Sample Nos. 74898-H, 87249-H, 88101-H.)

LIBELS FILED: On or about August 6 and 7 and September 8, 1947, District of Rhode Island and District of Connecticut.

ALLEGED SHIPMENT: On or about May 5 and 10 and June 6, 1947, by the Automatic Cone Co., from Cambridge, Mass.

PRODUCT: Ice cream cones. 100 cases, each containing 10 boxes, at Providence, R. I.; 47 cases, each containing 10 boxes, at Hartford, Conn.; and 410 cartons at Newport, R. I. Each of the boxes and cartons contained 100 cones.

LABEL, IN PART: "Octagon Sonny Cake Cones."

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 rodent hair fragments; and, Section 402 (a) (4), the Hartford and Newport lots had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: October 10 and December 19, 1947. Default decrees of condemnation. The Hartford lot was ordered delivered to a Federal institution for use as hog feed, and the other lots were ordered destroyed.

12618. Adulteration of peanut butter sandwiches and cookies. U. S. v. The G. L. Baking Co. Plea of guilty. Fine, \$300 and costs. (F. D. C. No. 24044. Sample Nos. 85528-H to 85536-H, incl.)

INFORMATION FILED: December 2, 1947, District of Maryland, against the G. L. Baking Co., a corporation, Frederick, Md.

ALLEGED SHIPMENT: On or about July 1, 1947, from the State of Maryland into the State of Pennsylvania.

LABEL, IN PART: (Peanut butter sandwiches) "The G. L. Baking Co. 5¢ * * * Dixie Cheese"; (cookies) "Sonny Boy" [or "Black Peak," or "Newsboy"] * * * The G. L. Baking Co."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of insect larval head capsules, larval insect cast skin, insect fragments, rodent hair fragments, an ant, an insect larva, a rodent excreta pellet, and feather fragments; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: January 16, 1948. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$50 on each of 6 counts, plus costs.

12619. Adulteration of cookies. U. S. v. 60 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 23792, 23884. Sample Nos. 206-K, 26325-K, 26326-K.)

LIBELS FILED: October 3 and November 3, 1947, Eastern District of Missouri and Western District of South Carolina.

ALLEGED SHIPMENT: On or about September 6 and 11, 1947, by the Deer Park Baking Co., Inc., from Springfield, Ill.

PRODUCT: Cookies. 22 cases, each containing 24 10-ounce packages, and 38 cases, each containing 24 8-ounce packages, at St. Louis, Mo., and 44 boxes, each containing 24 1-ounce cellophane packages, at Clemson, S. C.

LABEL, IN PART: "Deer Park Sandwich Cookies ["Chocolate Chip"]," or "Nods 5¢ Club Assortment."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, 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: October 29 and December 3, 1947. Default decrees of condemnation and destruction.

12620. Adulteration of cookies. U. S. v. 7 Cases * * *. (F. D. C. No. 23883. Sample No. 8758-K.)

LABEL FILED: November 5, 1947, Southern District of New York.

ALLEGED SHIPMENT: On or about October 1, 1947, by the Affiliated Bakers Co., Newark, N. J.

PRODUCT: 7 cases, each containing 12 12-ounce cans, of cookies at New York, N. Y.

LABEL, IN PART: "Chocolate Fudge Tarties."

NATURE OF CHARGE: 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, insects, and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 11, 1947. Default decree of condemnation and destruction.

12621. Adulteration of Fritos (corn product). U. S. v. 47 Dozen packages, etc. (F. D. C. No. 24332. Sample No. 4348-K.)

LABEL FILED: February 5, 1948, District of Maine.

ALLEGED SHIPMENT: On or about December 22, 1947, by the New England Fritos Corporation, from Boston, Mass.

PRODUCT: Fritos. 47 dozen 1-ounce packages and 34 dozen 2-ounce packages at Waterville, Maine.

LABEL, IN PART: "Fritos Golden Chips of Corn Whole Grain Corn."

NATURE OF CHARGE: 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 parts; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 27, 1948. Consent decree of condemnation and destruction.

12622. Adulteration of pretzel sticks. U. S. v. J. Reisman & Sons, Inc., George Reisman, and Nathan Reisman. Plea of nolo contendere by corporation; plea of not guilty by individuals. Corporation fined \$500; individuals found not guilty. (F. D. C. No. 23571. Sample Nos. 66090-H, 87530-H, 87564-H, 87565-H.)

INFORMATION FILED: April 30, 1947, Eastern District of Pennsylvania, against J. Reisman & Sons, Inc., Philadelphia, Pa., and George Reisman, vice president, and Nathan Reisman, secretary-treasurer.

ALLEGED SHIPMENT: On or about April 14, 15, and 16, 1947, from the State of Pennsylvania into the States of New Jersey and New York.

LABEL, IN PART: "Reisman's Pretzel-Sticks [or "Butter Pretzels"]."

NATURE OF CHARGE: 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, insects, and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: November 26, 1947. A plea of nolo contendere having been entered by the corporation, a fine of \$500 was imposed. Pleas of not guilty having been entered by the individuals, the court found them not guilty.

12623. Adulteration of pretzels. U. S. v. Becker Pretzel Bakeries, Inc., and Charles W. Fischer. Pleas of guilty. Each defendant fined \$75 and costs. (F. D. C. No. 23325. Sample Nos. 64896-H, 64897-H, 90297-H, 90608-H, 90760-H, 90762-H.)

INFORMATION FILED: August 18, 1947, District of Maryland, against Becker Pretzel Bakeries, Inc., Baltimore, Md., and Charles W. Fischer, plant superintendent.