

**DESCRIPTION OF CHARGE:** Adulteration, Section 402 (b) (1), valuable constituents, rum and butter, and wild cherry, respectively, had been in whole or in part omitted from the articles.

**Misbranding, Section 403 (a),** the names "Rum and Butter" and "Wild cherry" were false and misleading as applied to products containing little or no rum and butter, or wild cherry; and, Section 403 (e) (2), the articles failed to bear an accurate statement of the quantity of the contents since the statement of weight was not in terms of the avoirdupois ounce.

**POSITION:** January 19, 1949. Default decree of condemnation. The product was ordered delivered to a Federal institution.

**The**  
**ed.** **8. Misbranding of candy canes. U. S. v. 7 Boxes \* \* \*. (F. D. C. No. 25944. Sample No. 37648-K.)**

**C. No. FILED:** November 18, 1948, Western District of Washington.

**ED SHIPMENT:** On or about October 27, 1948, by the Pearson Candy Co., Los Angeles, Calif.

**ate C** : 7 cases, each containing 12 boxes, of candy canes at Longview, Wash.

**IN PART:** "Pearson's Christmas Canes Net Count 24 Individual cane weight 2 oz."

**herrie**  
**RE OF CHARGE:** Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. Examination showed that the product was short-weight.)

**if had**  
**POSITION:** January 21, 1949. Default decree of condemnation. The product was ordered delivered to a charitable institution.

**1 dest**  
**Misbranding of chocolate Easter eggs. U. S. v. 5 Cases \* \* \*. (F. D. C. No. 26597. Sample No. 10977-K.)**

**C. No. FILED:** On or about February 14, 1949, District of Connecticut.

**ED SHIPMENT:** On or about January 12, 1949, by the Creston Candy Corp., New York, N. Y.

**PHILIA**  
**CT:** 5 cases each containing 12 dozen candy eggs at New Haven, Conn.

**IN PART:** "Milk Chocolate Easter Egg Net Wt. 2 Oz."

**RE OF CHARGE:** Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. The product was short-weight.)

**ION:** April 8, 1949. Default decree of condemnation. The product was ordered delivered to charitable institutions.

**SIRUP AND SUGAR**

**Adulteration of sirup. U. S. v. 80 Drums \* \* \*. (F. D. C. No. 25057. Sample Nos. 8317-K, 8318-K.)**

**FILED:** July 6, 1948, District of New Jersey.

**ED SHIPMENT:** On or about October 31 and November 6, 1946, from New York, N. Y.

**CT:** 80 650-pound drums of sirup at Newark, N. J.

**OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of its fermentation. The product was adulterated while held for sale after shipment in interstate commerce.