

CANDY

15101. Adulteration of candy. U. S. v. Zion Industries, Inc., and Harold H. Hill. Pleas of nolo contendere. Corporation fined \$2,000; individual fined \$500. (F. D. C. No. 26808. Sample Nos. 6773-K, 16919-K, 16920-K, 19313-K, 42709-K, 46985-K, 48272-K.)

INFORMATION FILED: September 23, 1949, Northern District of Illinois, against Zion Industries, Inc., Zion, Ill., and Harold H. Hill, general manager of the candy manufacturing plant of the corporation.

ALLEGED SHIPMENT: On or about January 5, 11, 17, 21, and 25, and February 2, 1949, from the State of Illinois into the States of New York, Wisconsin, Ohio, Michigan, and Pennsylvania.

LABEL, IN PART: "Betty Marie Candies Jelly Fingers," "Jelly Spicettes," or "Zion Nifty Pax Fine Candies [or "Chocolate Butter-Scotch Sundae" or "Chocolate Marshmallow Eggs"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of rodent excreta, rodent hairs, insect fragments, and wood splinters; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 25, 1949. Pleas of nolo contendere having been entered, the corporation was fined \$2,000 and the individual defendant \$500.

15102. Adulteration of peanut butter candy and peanut butter. U. S. v. The British American Toffee Co., Inc. Plea of guilty. Fine, \$1,000. (F. D. C. No. 26816. Sample Nos. 5721-K, 10836-K, 10931-K, 11431-K.)

INFORMATION FILED: June 27, 1949, District of Connecticut, against The British American Toffee Co., Inc., West Haven, Conn.

ALLEGED SHIPMENT: On or about December 7 and 14, 1948, and January 27 and 31, 1949, from the State of Connecticut into the States of Massachusetts and New York.

LABEL, IN PART: "Penolia Peanut Butter Kisses" or "Pickwick Peanut Butter."

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

DISPOSITION: July 8, 1949. A plea of guilty having been entered, the defendant was fined \$1,000.

15103. Adulteration of maple sugar candy. U. S. v. 97 Boxes * * * (and 1 other seizure action). (F. D. C. Nos. 27222, 27223. Sample Nos. 62157-K, 62160-K.)

LIBELS FILED: May 20, 1949, District of New Hampshire.

ALLEGED SHIPMENT: On or about April 4 and 11, 1949, by the Vermont Maple Tree Sugar Co., from Burlington, Vt.

PRODUCT: 164 boxes of maple sugar candy at Hanover and Lebanon, N. H. The candy was in various shapes and forms and was packaged in various type boxes, varying in size from ½ ounce to 8 ounces.

LABEL, IN PART: (Boxes) "Vermont Blue Ribbon Maple Products."

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), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: July 13, 1949. Default decrees of condemnation and destruction.

15104. Adulteration of candy. U. S. v. 149 Boxes * * *. (F. D. C. No. 27261. Sample No. 2111-K.)

LIBEL FILED: May 20, 1949, District of Columbia.

ALLEGED SHIPMENT: On or about May 3, 1949, by Pan American Candy Co., Inc., from Ashley, Ill.

PRODUCT: 149 boxes each containing 120 1½-ounce candy bars at Washington, D. C.

LABEL, IN PART: "Delicious Chocolate Malted."

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 insect fragments and rodent hair; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: August 23, 1949. Default decree of condemnation. The court ordered that the product be delivered to the National Zoological Park, for use as animal feed.

15105. Adulteration of candy. U. S. v. 94 Boxes * * *. (F. D. C. No. 27124. Sample Nos. 40985-K, 40986-K.)

LIBEL FILED: May 10, 1949, Eastern District of Washington.

ALLEGED SHIPMENT: On or about February 26, 1949, by the Pan American Candy Co., Inc., from Ashley, Ill.

PRODUCT: 94 boxes each containing 24 candy bars at Yakima, Wash.

LABEL, IN PART: "A Good Candy Bar Always Net Wt. 1½ Oz." and "Delicious Chocolate Malted Net Weight 1⅝ Ozs."

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, rodent hair fragments, and rodent excreta.

DISPOSITION: July 19, 1949. Default decree of condemnation and destruction.

15106. Adulteration of candy. U. S. v. 24 Boxes, etc. (F. D. C. No. 26913. Sample Nos. 2915-K, 2916-K.)

LIBEL FILED: On or about April 8, 1949, Western District of Virginia.

ALLEGED SHIPMENT: On or about March 11, 1949, by the Jacobs Candy Co., from Nashville, Tenn.

PRODUCT: 40 boxes of candy sticks at Danville, Va.

LABEL, IN PART: "120 Cello Asst'd" and "24 Peanut The Big Five."

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

DISPOSITION: September 13, 1949. Default decree of condemnation and destruction.