

CANDY AND SIRUP

CANDY

17151. Adulteration of candy. U. S. v. Manuel Virgil Davis (Davis Candy Co.).
Plea of guilty. Fine, \$400. (F. D. C. No. 29636. Sample Nos. 1967-K,
 67435-K, 67437-K, 81923-K, 81924-K, 81956-K, 81957-K.)

INFORMATION FILED: November 14, 1950, Eastern District of Tennessee, against
 Manuel Virgil Davis, trading as the Davis Candy Co., Chattanooga, Tenn.

ALLEGED SHIPMENT: On or about March 23, June 19, 20, and 21, and July 1, 1950,
 from the State of Tennessee into the States of Georgia, Virginia, and North
 Carolina.

LABEL, IN PART: (Box) "Davis Ice Mint," "Davis Coconut Bon Bons," and
 "Peanut * * * Candy Sticks."

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

DISPOSITION: February 16, 1951. A plea of guilty having been entered, the
 court imposed a fine of \$400 against the defendant.

17152. Adulteration and misbranding of candy. U. S. v. Armstrong Candy Mfg.
Co. Plea of guilty. Fine, \$250. (F. D. C. No. 29615. Sample Nos.
 72303-K, 82215-K, 82227-K.)

INFORMATION FILED: October 5, 1950, Eastern District of Tennessee, against
 the Armstrong Candy Mfg. Co., a partnership, Martel, Tenn.

ALLEGED SHIPMENT: On or about March 25, April 25, and May 5, 1950, from
 the State of Tennessee into the States of Kentucky and West Virginia.

LABEL, IN PART: "Armstrong's Mellow Moon [or "Choco Log," "Kokonut
 Creams," "I'm it Fudge," "Old Fashion Peppermint," "Lucky Bar," "Pecan
 Nougat," "Cream Fluff," "Coconut," "Peanut Brittle," "Streak O' Lean," "Fudge
 Pudding," "Nut Toastie," "Pecan Fudge," "Nut Butter Roll," or "Mint
 Creams"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted
 in part of filthy substances by reason of the presence of insects, insect parts,
 rodent hairs, cat hairs, beetles, larvae, and mouse excreta pellets; and, Section
 402 (a) (4), the articles had been prepared under insanitary conditions
 whereby they may have become contaminated with filth.

Misbranding, Section 403 (a), the statements "1 $\frac{3}{4}$ Oz." borne on the Pecan
 Fudge wrappers and "1 $\frac{1}{4}$ Ozs." borne on the Nut Butter Roll wrappers and
 "1 Oz." borne on a portion of the Mellow Moon wrappers and "1 $\frac{1}{4}$ Oz. or over"
 borne on a portion of the Lucky Bar wrappers were false and misleading since
 the candy contained in these wrappers weighed less than the amounts repre-
 sented; and, Section 403 (e) (2), the labels on the Pecan Fudge and the Nut
 Butter Roll bars, and on a portion of the Mellow Moon bars and the Lucky
 Bar, failed to bear accurate statements of the quantity of the contents.

DISPOSITION: November 6, 1950. A plea of guilty having been entered, the
 court imposed a fine of \$250 against the defendant.