

CANDY, SIRUP, AND SUGAR

CANDY

17401. Adulteration of candy and salted peanuts. U. S. v. Newton Mfg. Co., a corporation, and Joseph J. Fay. Pleas of guilty. Corporation fined \$450; individual defendant fined \$150. (F. D. C. No. 30104. Sample Nos. 92803-K, 92805-K, 92806-K.)

INFORMATION FILED: March 23, 1951, Southern District of Ohio, against the Newton Mfg. Co., a corporation, Cincinnati, Ohio, and Joseph J. Fay, president of the corporation.

ALLEGED SHIPMENT: On or about November 13 and 14, 1950, from the State of Ohio into the State of Kentucky.

LABEL, IN PART: (Case) "30 Lbs. Peanut Brittle," "30 Lbs. Net Blanched Salted Peanuts," and "Newport 15 Lbs. Pecco Flake."

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 rodent 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: July 6, 1951. Pleas of guilty having been entered, the court imposed a fine of \$450 against the corporation and \$150 against the individual defendant.

17402. Adulteration of candy. U. S. v. 384 Boxes, etc. (F. D. C. No. 30752. Sample Nos. 897-L, 898-L.)

LABEL FILED: March 16, 1951, Western District of North Carolina.

ALLEGED SHIPMENT: On or about January 24 and February 7, 1951, by the Lee Chocolate Co., from Atlanta, Ga.

PRODUCT: 384 boxes each containing 16 1-ounce candy bars, and 196 boxes, each containing 24 1½-ounce packages, of chocolate-covered cherries at Charlotte, N. C.

LABEL, IN PART: (Bar) "Lee of Atlanta, Georgia 10¢ Pecan Roll"; (package) "Lee of Atlanta, Ga. * * * Chocolate Covered Cherries."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of (in pecan roll) rodent hairs and (in chocolate-covered cherries) rodent hairs, insect fragments, and rodent excreta; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: April 23, 1951. Default decree of condemnation. The court ordered that in lieu of destruction the product be delivered to a charitable institution, for use as animal feed only.

17403. Adulteration of candy. U. S. v. 198 Cartons * * *. (F. D. C. No. 30471. Sample No. 90062-K.)

LABEL FILED: On or about January 11, 1951, Western District of Missouri.

ALLEGED SHIPMENT: On or about December 5, 1950, from Forth Worth, Tex. This was a return shipment.