

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 excreta and rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: June 16, 1952. The Arkansas State Rice Milling Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion, under the supervision of the Federal Security Agency. Of the 87 bags seized, segregation operations resulted in the salvaging of 22 25-pound bags of the product and in the denaturing of 65 25-pound bags for use as stock feed.

18913. Adulteration of wheat. U. S. v. 1,500 Bushels * * *. (F. D. C. No. 33138. Sample No. 14989-L.)

LIBEL FILED: On or about May 16, 1952, Western District of Missouri.

ALLEGED SHIPMENT: On or about May 9, 1952, by the W. T. Barstow Grain Co., from Milligan, Nebr.

PRODUCT: 1,500 bushels of wheat at Kansas City, Mo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of the presence of musty wheat.

DISPOSITION: May 16, 1952. The shipper, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, or be destroyed, under the supervision of the Food and Drug Administration.

83,600 pounds of wheat were salvaged, and 37,050 pounds were denatured for use as animal feed.

CONFECTIONERY

CANDY

18914. Adulteration of candy. U. S. v. 133 Cartons, etc. (and 4 other seizure actions). (F. D. C. Nos. 32880, 32881, 32907, 32945, 32951. Sample Nos. 21184-L, 22673-L, 22674-L, 22678-L, 25813-L to 25815-L, incl., 26010-L to 26013-L, incl.)

LIBELS FILED: On or about March 14, 17, 20, 21, and 30, 1952, District of New Jersey, Eastern District of Louisiana, and Southern District of Texas.

ALLEGED SHIPMENT: On or about January 29 and February 7, 15, 20, 21, and 28, 1952, by Luden's Inc., from Reading, Pa.

PRODUCT: Candy. 32 cartons, each containing 24 packages, 304 cartons, each containing 24 bars, 284 cartons, each containing 100 bars, and 79 cartons, each containing 120 bars, and 6 30-pound cartons and 3 25-pound cartons at Camden, N. J., Houston, Tex., and New Orleans, La.

LIBEL IN PART: (Bar) "5th Avenue Net Wt. 1 $\frac{1}{8}$ Oz.," "Luden's Chocolate Covered Mellomint Pattie Net Wt. 1 $\frac{1}{4}$ Oz.," "Almond Royal Milk Chocolate Net Wt. 1 $\frac{1}{8}$ Oz.," and "5th Avenue with almonds Net Wt. 1 $\frac{1}{4}$ Oz.,"; (carton) "C-41 Luden's Spearmint Leaves 30 Lbs. Net Weight," "C-27 Luden's Orange Slices 30 Lbs. Net Weight," and "C-30 Luden's Black Babies 25

Lbs. Net Weight"; and (package) "Luden's Choc-O-Lets Chocolate Raisins Net Wt. 8 Oz.," "Luden's Choc-O-Lets Chocolate Bridge Mix Net Wt. 8 Oz.," and "Unicy Marshmallows 6½ Oz. Net Wt."

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

DISPOSITION: April 21 and 22 and May 9 and 14, 1952. Luden's, Inc., having consented to the destruction of the New Orleans lots of the products and no person having appeared as claimant for the other lots, judgments of condemnation were entered and the court ordered that the New Jersey lots be delivered to a charitable institution, to be used as feed for swine, and that the other lots be destroyed.

18915. Adulteration of candy. U. S. v. 64 Boxes * * *. (F. D. C. No. 32954. Sample No. 25997-L.)

LIBEL FILED: On or about March 20, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about January 31, 1952, by H. B. Reese Candy, Inc., from Hershey, Pa.

PRODUCT: Candy. 64 boxes, each containing 24 candy cups, at Camden, N. J.

LABEL, IN PART: "The Original Reese's Milk Chocolate Peanut Butter Cup."

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: May 5, 1952. Default decree of condemnation. The court ordered that the product be delivered to a county institution, for use as animal feed.

18916. Adulteration of candy. U. S. v. 17 Boxes * * *. (F. D. C. No. 32884. Sample No. 33648-L.)

LIBEL FILED: March 14, 1952, Northern District of Indiana.

ALLEGED SHIPMENT: On or about February 20, 1952, from Chicago, Ill.

PRODUCT: 17 5-pound boxes of candy at Gary, Ind.

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 insects. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: April 30, 1952. Default decree of condemnation and destruction.

SIRUP

18917. Adulteration and misbranding of sorghum sirup. U. S. v. 152 Cans, etc. (F. D. C. No. 32919. Sample No. 34246-L.)

LIBEL FILED: March 31, 1952; Western District of Tennessee.

ALLEGED SHIPMENT: On or about March 7, 1952; by Buck Hillman, from Conehatta, Miss.

DISPOSITION: April 30, 1952. Default decree of condemnation and destruction.