

DISPOSITION: 6-30-60. Consent—claimed by Martin M. Lanser, t/a Martin M. Lanser Co., Seattle, Wash., and denatured for use as animal feed.

## CHOCOLATE, CONFECTIONERY, AND RELATED PRODUCTS

### CHOCOLATE PRODUCTS

26882. Chocolate base. (F.D.C. No. 44474. S. No. 40-792 R.)

QUANTITY: 2 drums containing a total of 321 lbs. at Alton, Ill.

SHIPPED: 4-1-60, from St. Louis, Mo., by American Chocolate Co., Inc.

LABEL IN PART: "Premium Dutch Chocolate Base American Chocolate Company, Inc., 508 South Jefferson, St. Louis, Mo. Ingredients Dutch Process Cocoa."

LIBELED: 5-31-60, S. Dist. Ill.

CHARGE: 402(b) (1)—when shipped, a valuable constituent, chocolate, had been in whole or in part omitted from the article; and 403(a)—the label statement "Chocolate Base" was false and misleading.

DISPOSITION: 6-29-60 and 7-7-60. Default—delivered to a charitable institution for use as food.

26883. Chocolate sirup. (F.D.C. No. 43436. S. No. 64-843 P.)

QUANTITY: 42 3-qt. cans at Lubbock, Tex.

SHIPPED: 6-15-59, from Humboldt, Tenn., by J. Hungerford Smith Co.

LABEL IN PART: "J. Hungerford Smith's JHS Fountain Park Chocolate Flavored Syrup."

LIBELED: 3-21-60, N. Dist. Tex.

CHARGE: 402(a) (3)—contained insect fragments, rodent hair fragments, and feather fragments; and 402(a) (4)—prepared and packed under insanitary conditions.

DISPOSITION: 12-7-60. Default—destruction.

### CONFECTIONERY

26884. Candy. (F.D.C. No. 44328. S. Nos. 71-569 P, 75-679 P, 80-709 P, 92-140 P.)

INFORMATION FILED: 6-3-60, W. Dist. Mo., against Donaldson Chocolate Co., a corporation, Kansas City, Mo.

SHIPPED: Between 10-17-59 and 1-5-60, from Missouri to Ohio, Michigan, Texas, and Arkansas.

LABEL IN PART: "Sifers VALOMILK SWISS STYLE VALOMILK NET WEIGHT 1 OUNCE FROM SIFERS VALOMILK CONFECTION CO. KANSAS CITY 8, MO."

CHARGE: 402(a) (3)—contained insect fragments; and 402(a) (4)—prepared under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 7-1-60. \$800 fine, plus costs.