

CHARGE: 402(a) (1)—when shipped, the article contained a deleterious substance, pointed wooden sticks, which may have rendered it injurious to health.
DISPOSITION: 1-21-60. Consent—delivered to a public institution after removal of the pointed sticks from the article.

27086. Candy (malted milk balls). (F.D.C. No. 45136. S. No. 42-014 R.)

QUANTITY: 106 cases, each containing 20 boxes, each box containing 240 candy balls, at San Francisco, Calif.

SHIPPED: Between 8-22-60 and 10-4-60, from Chicago, Ill.

LIBELED: 11-9-60, N. Dist. Calif.

CHARGE: 402(a) (3)—contained moldy, decomposed candy while held for sale.
DISPOSITION: 11-23-60. Consent—claimed by Leaf Brands, Inc., Chicago, Ill. Segregated; 5 cases destroyed.

27087. Liquor candies. (F.D.C. No. 45311. S. Nos. 40-660 R, 55-061 R.)

QUANTITY: 5 cases, 24 1-lb. boxes each, of liquor wafers, and 2 cases, 24 1-lb. boxes each, of liquor candies, at St. Louis, Mo.

SHIPPED: 11-9-60, from Cincinnati, Ohio, by Reinhart's.

LABEL IN PART: (Box) "Ohio's Famous Liqueur Wafers * * * Reinhart's, Cincinnati * * * Ingredients: * * * Blackberry Brandy 70 Proof—Apricot Brandy 70 Proof—Peach Brandy 70 Proof Sloe Gin 60 Proof, and Cointreau 80 Proof" and "Ohio's Famous Liquor Candies * * * Reinhart's, Cincinnati * * * Ingredients: * * * 100 Proof Bonded Bourbon, 86.8 Proof Scotch, 90 Proof Rum, and 70 Proof Creme de Menthe."

ACCOMPANYING LABELING: Leaflets in box reading in part "That you may know * * * A taste will convince you of the outstanding and unique quality in both liquors and liqueurs with their bonded Bourbon, imported Rum and Scotch, aromatic Creme de Menthe, Apricot, Peach and Blackberry Brandy or the exotic Cointreau and Sloe Gin," and "That you may know * * * A taste will convince you of the outstanding and distinctive quality—with its 100 proof bonded Bourbon; its imported Rum and Scotch; and its aromatic Creme de Menthe."

RESULTS OF INVESTIGATION: Examination showed that the articles contained (Liqueur Wafers) 0.15 percent alcohol by volume, and (Liquor Candies) 0.23 percent alcohol by volume.

LIBELED: 12-29-60, E. Dist. Mo.

CHARGE: 403(a)—when shipped, the labeling of the articles contained statements which represented and suggested that the articles contained (Liqueur Wafers) Apricot, Peach and Blackberry Brandies, Cointreau and Sloe Gin, and (Liquor Candies) Bourbon, Rum, Scotch, and Creme de Menthe; which statements were false and misleading as applied to these articles which contained no significant amounts of alcohol.

DISPOSITION: 1-30-61. Default—destruction.

27088. Candy. (F.D.C. No. 43241. S. No. 32-319 P.)

INFORMATION FILED: 12-4-59, Dist. Mass., against Deran Confectionery Co., Inc., Cambridge, Mass.

SHIPPED: 10-17-58, from Cambridge, Mass., to New York, N.Y.

LABEL IN PART: "Deran Confectionery Co., Inc. * * * Nut Chocolate."

CHARGE: 402(a)(3)—contained insects and insect parts when shipped.

PLEA: Guilty.

DISPOSITION: 1-23-61. Fine of \$150.

27089. Marshmallows. (F.D.C. No. 45146. S. No. 29-886 R.)

QUANTITY: 20 cases, 24 14-oz. bags each, at Hopkins, Minn.

SHIPPED: 5-24-60, from Chicago, Ill.

LIBELED: 11-21-60, Dist. Minn.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 2-13-61. Default—destruction.

SIRUP AND SUGAR

27090. Sorghum sirup. (F.D.C. No. 44825. S. No. 25-431 R.)

QUANTITY: 89 cases, 12 22-oz. labeled btls. each, and 189 cases, 12 22-oz. unlabeled btls. each, at Riverside, Calif.

SHIPPED: Between April 1960 and 7-10-60, from Monroe, La., by H. Norris Syrup Co.

LABEL IN PART: (Btl.) "Old Fashioned Sorghum * * * Packed for Pine Ridge Syrup Co. Box 44 Hatfield, Arkansas, Made from selected varieties of cane."

RESULTS OF INVESTIGATION: Examination showed that the article was a mixture of sorghum sirup and invert sugar sirup.

LIBELED: 10-19-60, S. Dist. Calif.

CHARGE: Labeled btls., 402(b)(2)—when shipped and while held for sale, a mixture of sorghum sirup and invert sugar sirup had been substituted in part for sorghum sirup; and 403(a)—the label statement "Sorghum" was false and misleading as applied to a mixture of sorghum sirup and invert sugar sirup.

Unlabeled btls., 403(e)—when shipped, the article failed to bear a label containing (1) the name and place of business of the manufacturer, packer, or distributor, (2) an accurate statement of the quantity of the contents in terms of weight, measure or numerical count; and 403(i)—the article did not bear a label bearing (1) the common or usual name of the food and (2) the common or usual name of each ingredient from which it was fabricated.

DISPOSITION: 1-19-61. Default—delivered to a charitable institution.

27091. Ice cream sirups. (F.D.C. No. 44885. S. Nos. 42-721/3 R.)

QUANTITY: 42 50-lb. pails at San Francisco, Calif.

SHIPPED: April 1960 and 5-16-60, from Pittsburgh, Pa.

LIBELED: 9-12-60, N. Dist. Calif.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 10-11-60. Default—destruction.

27092. Sugar. (F.D.C. No. 45173. S. Nos. 27-870/71 R.)

QUANTITY: 49 100-lb. bags and 113 25-lb. bags at Minneapolis, Minn., in possession of Slocum Co.

SHIPPED: 7-27-60, from Sidney, Mont.

LIBELED: 12-14-60, Dist. Minn.