

PLEA: Nolo contendere.

DISPOSITION: 3-7-60. \$500 fine, plus costs.

**27173. Wheat.** (F.D.C. No. 45606. S. No. 5-220 R.)

QUANTITY: 120,000 lbs. at Norfolk, Va.

SHIPPED: 2-23-61, from Toledo, Ohio, by Michigan Elevator Exchange.

LIBELED: 3-27-61, E. Dist. Va.

CHARGE: 402(a) (3)—contained rodent excreta pellets when shipped.

DISPOSITION: 4-18-61. Consent—claimed by Michigan Elevator Exchange, Lansing, Mich., and denatured for use as animal feed.

**27174. Wheat.** (F.D.C. No. 45508. S. Nos. 64-933 R, 65-585 R.)

QUANTITY: 105,000 lbs. at Baltimore, Md.

SHIPPED: 2-1-61, from Hudson, Ind., by Lansing Grain Co.

LIBELED: On or about 3-13-61, Dist. Md.

CHARGE: 402(a) (3)—contained insects, rodent excreta pellets, and bird excreta when shipped.

DISPOSITION: 4-28-61. Consent—claimed by Lansing Grain Co., Toledo, Ohio, and sold for non-food use.

## CHOCOLATE, CONFECTIONERY, AND RELATED PRODUCTS

### CHOCOLATE PRODUCTS

**27175. Chocolate-covered fruit, nuts, raisins, and brazil nuts.** (F.D.C. No. 45289. S. Nos. 40-318/20 R.)

QUANTITY: 33 cases, 12 pkgs. each, of chocolate-covered fruit and nut mix: 13 cases, 12 pkgs. each, of chocolate-covered muscatel raisins; and 35 cases, 12 pkgs. each of chocolate-covered brazil nuts, at Springfield, Mo., in possession of Norman's Budget-Pak Candies, Inc.

SHIPPED: 10-3-60, from Chicago, Ill., in bulk containers and subsequently re-packed by the dealer into packages.

LABEL IN PART: (Pkg) "Norman's Budget-Pak Candies Chocolate Fruit & Nut Mix 5½ Oz. \* \* \* [or "Chocolate Muscatel Raisins 6½ Oz." or "Chocolate Covered Brazils 4½ Oz." ] Packed by Norman Bros. Springfield, Missouri."

RESULTS OF INVESTIGATION: Examination showed that the articles were short weight.

LIBELED: On or about 12-19-60, W. Dist. Mo.

CHARGE: 403(e) (2)—while held for sale, the articles failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: 2-13-61. Default—delivered to charitable institutions.

### CONFECTIONERY

**27176. Candy.** (F.D.C. No. 44954. S. Nos. 33-918/20 R.)

INFORMATION FILED: 1-24-61, E. Dist. N.Y., against Chunky Chocolate Corp., Brooklyn, N.Y., Irwin H. Jaffe, president, and Melvin Stillman, vice-president.