

28225. Chocolate-covered peanuts. (F.D.C. No. 47564. S. No. 69-368 T.)

QUANTITY: 9 cases, each containing 16 cartons of 24 boxes each, at Norfolk, Va.

SHIPPED: 2-7-62 and 3-29-62, from Philadelphia, Pa., by Blumenthal Bros. Chocolate Co.

LABEL IN PART: (Box) "Goobers Milk Chocolate Covered Peanuts BB Contents: * * * Net Wt. .875 ozs. Blumenthal Bros. Chocolate Co., Phila., Pa."

RESULTS OF INVESTIGATION: The product was chocolate-covered peanuts in boxes enclosed in a wrapper on which the manufacturer's name and address and quantity of contents were printed on the side panel of the box in small type and were partially obscured by the label overlap. Part or all of the ingredient statement was on the side panel in small type, and was partially obscured by an opaque blue band used to assist in removing the wrapper from the box.

LIBELED: 4-27-62, E. Dist. Va.

CHARGE: 403(f)—when shipped, the information required by 403(e)(1), (e)(2) and (i)(2) to appear on the label, namely, name and address of manufacturer, packer, or distributor, quantity of contents, and ingredient statements, was not prominently placed on the label with such conspicuousness (as compared with other words and statements on the label) as to render such information likely to be read by the ordinary individual under customary conditions of purchase and use.

DISPOSITION: 8-13-62. Default—delivered to a Federal institution.

CONFECTIONERY**28226. Candy.** (F.D.C. No. 46652. S. Nos. 65-991/3 R, 85-045/7 R.)

INFORMATION FILED: 1-4-62, E. Dist. Ark., against Hoffman Candy Co., Inc., North Little Rock, Ark., and Joseph C. Hoffman, president.

SHIPPED: Between 5-8-61 and 5-22-61, from Arkansas to Tennessee.

LABEL IN PART: (Bar) "HOFFMAN Candy Co. MINT PILLOW Approx. 10 3201 E. Broadway, N. Little Rock, Ark." "PECO BAR 1½ Oz. Or Over HOFFMAN CANDY CO. North Little Rock, Ark." "KRUNCH 1½ Ounce HOFFMAN CANDY COMPANY North Little Rock, Ark." "10¢ KRUNCH 10¢ 2 Oz. Or Over Sugar, Corn Syrup, Peanut Butter and Salt. HOFFMAN CANDY COMPANY North Little Rock, Ark." "10¢ PECO BAR 10¢ 2 Ozs. Or Over Sugar, Peanuts, Corn Syrup, Cocomnut, Soda & Salt HOFFMAN CANDY CO. North Little Rock, Ark."

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

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents; and 403(i)(2)—the label failed to bear the common or usual name of each ingredient.

PLEA: Nolo contendere.

DISPOSITION: 5-7-62. Corporation—\$75 fine, probation for 1 year. Individual—probation for 1 year.

28227. Candy. (F.D.C. No. 46685. S. Nos. 39-732/4 R, 47-971 R, 47-974 R.)

INFORMATION FILED: 1-24-62, N. Dist. Ohio, against M. G. Shaghalian & Co., Inc., Toledo, Ohio, and Miran Shaghalian, secretary.