

28630. Candy. (F.D.C. No. 48022. S. No. 70-761 T.)

QUANTITY: 69 cases, each containing 24 8-oz. bags, at Minneapolis, Minn.

SHIPPED: 8-21-62, from Moline, Ill., by Fresh-Pak Candy Co.

LABEL IN PART: (Bag) "Pleasmor Fresh Burnt Peanuts Distributed by Nash-Finch Company, Minneapolis, Minnesota Ingredients:—Certified Colors and Imitation Flavors."

RESULTS OF INVESTIGATION: The article was contained in clear cellophane bags on which the name and address of the manufacturer and quantity of contents and ingredients statements were inconspicuous due to being printed in very small type in ink of a color similar to that of candy in the bag.

LIBELED: 9-11-62, Dist. Minn.

CHARGE: 403(f)—when shipped, the information required to appear on the label of the article under 403(e) (1) and (2), 403(i) (2), and 403(k), namely, name and address of manufacturer, packer, or distributor, an accurate statement of the quantity of contents, namely, the statement of ingredients, and the declaration of artificial color and flavors, was not prominently placed thereon with such conspicuousness (as compared with other words, statements, designs, or devices in the labeling) as to render it likely to be read by the ordinary individual under customary conditions of purchase and use.

DISPOSITION: 10-24-62. Default—delivered to charitable institutions for use therein.

28631. Candy. (F.D.C. No. 48055. S. No. 63-567 T.)

QUANTITY: 320 cases, each containing 24 1-lb. bags, at Hopkins, Minn.

SHIPPED: 6-19-62 and 6-27-62, from Moline, Ill., by Fresh-Pak Candy Co.

LABEL IN PART: (Bag) "Pleasmor Jellies \* \* \* Distributed by Nash-Finch Company, Minneapolis, Minnesota. Ingredients: \* \* \* Certified Colors, Imitation flavor."

RESULTS OF INVESTIGATION: The article was contained in clear cellophane bags on which the name and address of the manufacturer, and the quantity of contents and ingredients statements were inconspicuous due to being printed in very small type in ink of a color similar to that of the candy within the bag.

LIBELED: 8-27-62, Dist. Minn.

CHARGE: 403(f)—when shipped, the information required to appear on the label under 403(e) (1) and (2), 403(i) (2), and 403(k), namely, the name and address of the manufacturer, packer, or distributor, an accurate statement of the quantity of contents, the statement of ingredients, and the declaration of artificial color and flavors, was not prominently placed on the label with such conspicuousness (as compared with other words, statements, designs, or devices in the labeling) as to render it likely to be read by the ordinary individual under customary conditions of purchase and use.

DISPOSITION: 10-9-62. Default—delivered to charitable institutions.

28632. Pralines (candy). (F.D.C. No. 48026. S. No. 91-168 T.)

QUANTITY: 18 cases, each containing 12 boxes of 24 pkgs. each, at Oklahoma City, Okla.

SHIPPED: 8-7-62 and 8-12-62, from San Antonio, Tex., by Judson's Candies, Inc.