

CHOCOLATE, CONFECTIONERY, AND SUGAR**CHOCOLATE AND COCOA**

30137. Unsweetened chocolate. (F.D.C. No. 51144. S. Nos. 49-150/1 B.)

QUANTITY: 45 cases, each containing 6 10.7-lb. cakes, and 6 60-lb. cases, at Dunkirk, N.Y., in possession of Nog, Inc.

SHIPPED: 6-26-63 and 9-20-62, from New York, N.Y., and Newark, N.J., after having been imported into the United States from the Dominican Republic and from Haiti, respectively.

LIBELED: 3-10-65, W. Dist. N.Y.

CHARGE: 402(a) (3)—contained insect larvae, insect parts, insect excreta, and insect webbing; and 402(a) (4)—held under insanitary conditions.

DISPOSITION: 4-29-65. Default—destruction.

30138. Cocoa beans. (F.D.C. No. 51167. S. No. 20-072 B.)

QUANTITY: 200 160-lb. bags, at San Francisco, Calif., in possession of Haslett Warehouse Co.

SHIPPED: 5-7-63, from Apia, Samoa.

LIBELED: 4-15-65, N. Dist. Calif.

CHARGE: 402(a) (3)—contained rodent urine; and 402(a) (4)—held under insanitary conditions.

DISPOSITION: 5-20-65. Consent—claimed by Ernest Adler Co., Inc. Segregated; 4,183 lbs. destroyed.

CONFECTIONERY

30139. Chocolate-coated peanuts. (F.D.C. No. 50922. S. Nos. 52-647 A, 52-649 A.)

QUANTITY: 28 cases, each containing 12 7¼-oz. boxes, and 61 cases, each containing 12 1-lb. bags, at Akron, Ohio.

SHIPPED: 11-17-64 and 12-2-64, from Oklahoma City, Okla., by Bunte Candies, Inc. (formerly Walter Williams Candy Co.).

LABEL IN PART: (Box) "Bunte Dipped Peanuts Pure Milk Chocolate * * * manufactured by Walter Williams Candy Co., Oklahoma City, Okla."; and (bag) "Bunte Pure Milk Chocolate Covered Chocolate Dipped Peanuts * * * manufactured by Bunte Candies, Inc. Oklahoma City, Oklahoma."

LIBELED: 1-18-65, N. Dist. Ohio.

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

DISPOSITION: 2-26-65. Default—destruction.

30140. Candy. (F.D.C. No. 51031. S. Nos. 38-787/89 A, 41-692/93 A, 41-695 A.)

INFORMATION FILED: 2-26-65, W. Dist. Okla., against Clayton Bingenheimer, t/a D&B Sales, Clinton, Okla.

ALLEGED VIOLATIONS: Between 4-10-64 and 7-14-64, the defendants caused candy to be placed in a building accessible to insects and exposed to contamination by insects, which acts resulted in the food being adulterated.

CHARGE: 402(a) (3)—contained insects; and 402(a) (4)—held under insanitary conditions.