

4042. Adulteration of candy. U. S. v. National Candy Co. Plea of guilty. Fine, \$50. (F. & D. No. 2943. I. S. Nos. 13824-c, 13825-c.)

On October 18, 1911, the United States attorney for the Eastern District of Michigan, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the National Candy Co., a corporation, and the Gray-Toynton-Fox Factory, a subsidiary company thereof, doing business at Detroit, Mich., alleging shipment by said company, in violation of the Food and Drugs Act, on January 21, 1911, from the State of Michigan into the State of Missouri, of a quantity of candy which was adulterated. Part of the product was labeled: "Creamery Brand Rouge Easter Assortment Guaranty legend Serial No. 2842." (Card in box) "Cream of Sweets Eight for One Cent National Candy Company." The remainder of the product was labeled: "Creamery Brand Wayne Easter Assortment Guaranty legend Serial No. 2842." (Card in box) "Cream of Sweets Eight for One Cent National Candy Co."

Analyses of samples from both brands of the candy, by the Bureau of Chemistry of this department, showed that the product contained talc.

Adulteration of the product was alleged in the information for the reason that, by an analysis made by the Bureau of Chemistry of the Department of Agriculture of the United States of America of said product, the same was found to contain one tenth of 1 per cent of talc.

On June 8, 1915, the defendant company withdrew the plea of not guilty theretofore entered and entered a plea of guilty to the information, and the court imposed a fine of \$50.

C. F. MARVIN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., *November 5, 1915.*