

PRODUCT: 10 156-pound bags of cocoa butter, 2 200-pound bags of chocolate liquor, 372 200-pound bales of chocolate coating, and 180 120-pound bags of shelled peanuts at Sioux City, Iowa, in possession of the Palmer Candy Co. The products had been stored under insanitary conditions after shipment. Examination of samples of the products showed contamination by rodent excreta and urine, rodent hairs, and rodent-gnawing.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), they had been held under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: April 14, 1944. The Palmer Candy Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the products were ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

6657. Adulteration of cocoa beverage products. U. S. v. 68 Bags, 138 Bags, 27 Bags, and 76 Cases of Cocoa Products. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 11258. Sample No. 48252-F.)

LIBEL FILED: December 10, 1943, Northern District of Ohio.

ALLEGED SHIPMENT: On or about September 19, 1943, by Woodward & Dickerson, Buffalo, N. Y.

PRODUCT: 68 unlabeled 100-pound bags of a sweet cocoa product, 138 unlabeled bags, each containing about 90 pounds, of a screened cocoa product, 27 unlabeled bags, each containing about 90 pounds, of cocoa screenings, and 76 cases, each containing 144 2-ounce cellophane bags, of a cocoa product at Cleveland, Ohio.

The product was shipped unlabeled in burlap bags and a portion of it was repacked in 2-ounce cellophane bags by the consignee.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of cocoa contaminated with rodent hair fragments and insect fragments.

DISPOSITION: January 18, 1944. J. B. Robinson, claimant, having admitted the facts in the libel, judgment of condemnation was entered and the product was ordered released under bond to be sold for use other than human consumption or destroyed, under the supervision of the Food and Drug Administration.

6658. Misbranding of a cocoa beverage product. U. S. v. 8 Cases of Cocoa. Default decree of condemnation. Product ordered delivered to a charitable institution or a relief organization. (F. D. C. No. 11957. Sample No. 78014-F.)

LIBEL FILED: March 2, 1944, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 14, 1944, by the Van Dutch Products Corp., from New York, N. Y.

PRODUCT: 8 cases, each containing 24 packages, of cocoa at Wilkes-Barre, Pa.

LABEL, IN PART: (Packages) "Van Dutch Ready To Use Cocoa * * * Net Weight ½ Lb."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statement "Net Weight ½ Lb." was false and misleading as applied to the article, which was short weight; and, Section 403 (e) (2), it was in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: April 5, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution or an emergency relief organization.

SIRUPS AND SUGARS

6659. Adulteration and misbranding of molasses. U. S. v. 550 Cases of Molasses. Default decree of condemnation and destruction. (F. D. C. No. 11798. Sample No. 35660-F.)

LIBEL FILED: February 15, 1944, Northern District of Georgia.

ALLEGED SHIPMENT: On or about December 27, 1943, by the Colonial Molasses Co., Inc., from New Orleans, La.

PRODUCT: 550 cases, each containing 24 jars, of molasses at Atlanta, Ga.

LABEL, IN PART: (Jars) "Colonial Red Label New Orleans Molasses * * * Net Vol. 15 Fl. Ozs."