

LABEL, IN PART: (Cartons) "Net Wt. 10 Oz. Family Kitchen Pie Crust Ready-Mixed for Instant Use."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statement "Net Wt. 10 Oz.," which appeared on the label, was false and misleading as applied to the article, which was short-weight; and, Section 403 (e) (2), it was a food in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: August 3, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

CHOCOLATE AND SUGAR PRODUCTS

CANDY*

7053. Adulteration of candy. U. S. v. Euclid Candy Co. of N. Y., Inc., and Louis Glick. Pleas of guilty by the corporation to counts 1, 2, and 3, and by the individual to count 4. Corporation fined \$300 on the 3 counts, and the individual fined \$300 on count 4. (F. D. C. No. 7220. Sample Nos. 56746-E to 56748-E, incl., 56750-E.)

INFORMATION FILED: May 24, 1944, Eastern District of New York, against the Euclid Candy Co., of N. Y., Inc., and Louis Glick, president, Brooklyn, N. Y.

ALLEGED SHIPMENT: From on or about October 15 to November 12, 1941, from the State of New York into the State of New Jersey of quantities of candy.

Examination of samples of the product revealed the presence of some or most of the following objectionable substances: Rodent hairs and hair fragments, human hair, fragments of insect bodies, larvae and larva fragments, mites, fly maggots, metal or rust fragments, splinters of wood, brush hairs, bits of fibers or strings, fragments of charcoal or soot, sand, miscellaneous filth fragments, and nondescript dirt.

LABEL, IN PART: (Portion of product, wrapper) "Dolly Dimple * * * Home-Maid Fudge * * * Vanilla [or "Chocolate"]"; (remainder, boxes) "Euclid's Sambo."

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

DISPOSITION: June 30, 1944. A plea of guilty having been entered on behalf of the corporation to counts 1, 2, and 3, and by the individual to count 4, the court fined the corporation \$300 and the individual defendant \$300.

7054. Adulteration of candy. U. S. v. Mignon Chocolate Co., Inc., and Arthur Heiman. Pleas of guilty. Each defendant fined \$150. (F. D. C. No. 9625. Sample Nos. 18824-F, 18825-F.)

LIBEL FILED: July 18, 1944, Southern District of New York, against the Mignon Chocolate Co., Inc., New York, N. Y., and Arthur Heiman, president and treasurer of the corporation.

ALLEGED SHIPMENT: On or about November 10, 1942, from the State of New York into the State of New Jersey.

LABEL, IN PART: "Chocolate Marzipan Plain Mignon," or "Mignon Chocolates de Luxe Orange Peel."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments, insect fragments, a mite, human hair fragments, metal fragments, wood splinters, rust fragments, and nondescript dirt; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: August 28, 1944. Pleas of guilty having been entered, each defendant was fined \$150.

7055. Adulteration and misbranding of candy. U. S. v. 45 Boxes and 5 Boxes of Candy. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 12401. Sample Nos. 52191-F, 52301-F.)

LIBEL FILED: May 19, 1944, District of Maine.

ALLEGED SHIPMENT: On or about March 3 and April 8, 1944, by Almonette Candy Co., from Lynn, Mass.

*See also Nos. 7192-7194.

PRODUCT: 50 boxes, each containing 60 ¾-ounce bars, of candy at Portland, Maine.

LABEL, IN PART: (Wrapper) "Peanut Cornette * * * Ingredients: Sugar, Peanuts, Corn Syrup, Molasses, Pop Corn, Salt, Vegetable Oil."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (4), puffed rice had been mixed with the article so as to increase its bulk and make it appear to contain more peanuts than it did, and thus to be of greater value than it was.

Misbranding, Section 403 (a), the name of the article, "Cornette," and the prominent designation of the word "peanut," which appeared on the label, was misleading since the article contained no popcorn and a very small amount of peanuts, and the designation of popcorn as an ingredient of the article was false and misleading since the article contained no popcorn; and, Section 403 (i) (2), it was fabricated from two or more ingredients and its label failed to bear the common or usual name of each ingredient since puffed rice was not referred to on the label.

DISPOSITION: July 13, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

7056. Adulteration of nut crunch. U. S. v. Relco Bakers Specialty Co., Inc. Plea of guilty. Fine, \$100. (F. D. C. No. 7758. Sample Nos. 19681-F, 29525-F.)

INFORMATION FILED: July 18, 1944, Southern District of New York, against Relco Bakers Specialty Co., Inc., New York, N. Y.

ALLEGED SHIPMENT: On June 29 and July 7, 1942, from the State of New York into the States of Massachusetts and North Carolina.

LABEL, IN PART: "Nut Crunch," and (portion) "Relco Brand."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect larvae, insect fragments, feather barbules, mammalian hairs similar to cat and rodent hairs, and beetles; and, Section 402 (a) (4), the product had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: July 25, 1944. A plea of guilty was entered and a fine of \$100 was imposed, \$50 on each of the 2 counts.

7057. Adulteration of chocolate-covered peanuts. U. S. v. National Candy Co., Inc. Plea of nolo contendere. Fine, \$400. (F. D. C. No. 11416. Sample No. 49129-F.)

INFORMATION FILED: June 12, 1944, Eastern District of Missouri, against National Candy Co., Inc., St. Louis, Mo.

ALLEGED SHIPMENT: From on or about November 9 to 17, 1943, from the State of Missouri into the State of Ohio.

VIOLATION CHARGED: Adulteration, Section 402 (d), the article was confectionery, and it bore or contained a nonnutritive substance, mineral oil.

DISPOSITION: June 27, 1944. A plea of nolo contendere was entered and the court imposed a fine of \$400.

COCOA AND COCOA PRODUCTS

7058. Adulteration and misbranding of ground cocoa. U. S. v. 260 Bags of "Cocoa." Default decree of condemnation and destruction. (F. D. C. No. 12041. Sample No. 35765-F.)

LIBEL FILED: On or about March 20, 1944, Northern District of Georgia.

ALLEGED SHIPMENT: On or about September 29, 1943, by Royale Popcorn Co., from Joliet, Ill.

PRODUCT: 260 unlabeled bags, each containing 40 pounds, of "cocoa" at Atlanta, Ga. The product was invoiced by J. B. Robinson, Cleveland, Ohio, (Royale Popcorn Co.), as "Cocoa."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), a mixture of cacao shell and powdered cacao bean had been substituted in whole or in part for cocoa, which the article was represented to be; and, Section 402 (b) (4), cacao shell had been added to the article or mixed or packed therewith so as to reduce its quality or strength.

Misbranding, Section 403 (b), the product was offered for sale under the name of another food; Section 403 (e) (1), it was in package form and failed to bear