

**VIOLATION CHARGED:** Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents.

**DISPOSITION:** August 11, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a local hospital.

#### CHOCOLATE AND COCOA PRODUCTS

**S166. Adulteration of sweet chocolate. U. S. v. 10 Bags of Sweet Chocolate. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16973. Sample No. 13890-H.)**

**LIBEL FILED:** August 3, 1945, Northern District of Ohio.

**ALLEGED SHIPMENT:** Between the approximate dates of October 10 and December 1, 1944, by Rockwood and Co., from Brooklyn, N. Y.

**PRODUCT:** 10 bags, each containing 20 10-pound slabs, of sweet chocolate at Cleveland, Ohio.

**LABEL, IN PART:** "Stratford Sweet Chocolate."

**VIOLATION 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 fragments and larvae.

**DISPOSITION:** August 17, 1945. The Shoot Chocolate Co., Cleveland, Ohio, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be cleaned to remove all filth, under the supervision of the Food and Drug Administration; and that, if such cleaning were impracticable, it be disposed of for purposes other than human consumption.

**S167. Adulteration of chocolate-flavored sirup. U. S. v. 95 Cases of Chocolate Flavored Sirup. Default decree of condemnation and destruction. (F. D. C. No. 15965. Sample No. 10460-H.)**

**LIBEL FILED:** April 26, 1945, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about March 1, 1945, by Alexander The Great Beverages, from New York, N. Y.

**PRODUCT:** 95 cases, each containing 24 1-pound jars, of chocolate-flavored sirup at McKees Rocks, Pa.

**LABEL, IN PART:** "Alexander the Great Chocolate Flavored Syrup."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of mold.

**DISPOSITION:** July 17, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**S168. Adulteration of ice cream chocolate. U. S. v. 8 Cases and 5 Cases of Ice Cream Chocolate. Default decrees of condemnation and destruction. (F. D. C. Nos. 16689, 16690. Sample Nos. 272-H, 276-H.)**

**LIBELS FILED:** July 6 and 7, 1945, Western District of North Carolina.

**ALLEGED SHIPMENT:** On or about April 30, 1945, by the C. I. Products Co., from Cincinnati, Ohio.

**PRODUCT:** 13 cases, each containing 6 No. 10 cans, of ice cream chocolate at Shelby and Gastonia, N. C. Examination showed that the article was undergoing active decomposition.

**LABEL, IN PART:** "The Best Dairy Flavor Sun Meadow Brand Ice Cream Chocolate."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

**DISPOSITION:** August 6 and 9, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

**S169. Adulteration and misbranding of cocoa residue powder. U. S. v. 15 Bags of Cocoa Residue Powder. Default decree of condemnation and destruction. (F. D. C. No. 16408. Sample No. 12808-H.)**

**LIBEL FILED:** June 9, 1945, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about April 23, 1945, by the Premium Candy Co., from Fayetteville, N. C.