

**ALLEGED SHIPMENT:** On or about January 30, 1945, by the Gertz Distributing Co., from Chicago, Ill.

**PRODUCT:** 10 cartons, each containing 48 8-ounce cans, of popcorn at Rome, Ga.

**LABEL, IN PART:** (Can) "Judmar's Pop-Corn."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of weevils, larvae, and rodent excreta.

**DISPOSITION:** January 9, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**9258. Adulteration of popover mix. U. S. v. 10 Cartons of Popover Mix. Default decree of condemnation and destruction.** (F. D. C. No. 18611. Sample No. 1606-H.)

**LABEL FILED:** On or about December 24, 1945, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about August 13, 1945, by the Cramer Products Co., from New York, N. Y.

**PRODUCT:** 10 cartons, each containing 24 boxes, of popover mix at Rome, Ga.

**LABEL, IN PART:** (Box) "Joy Popover Mix Net Wt. 10 Ozs."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of weevils and larvae.

**DISPOSITION:** January 9, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**9259. Adulteration of wheat cereal. U. S. v. Nebraska Consolidated Mills Co. Plea of nolo contendere. Fine, \$150 and costs.** (F. D. C. No. 17805. Sample Nos. 18548-H, 18704-H, 18707-H.)

**INFORMATION FILED:** February 25, 1946, District of Nebraska, against the Nebraska Consolidated Mills Co., a corporation, Omaha, Nebr.

**ALLEGED SHIPMENT:** On or about January 30 and February 1 and 8, 1945, from the State of Nebraska into the States of Minnesota and Iowa.

**LABEL, IN PART:** "Dixianna Wheat Cereal."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta fragments, rodent hairs, insects, and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** March 25, 1946. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$50, plus costs, on each of the 3 counts.

## CHOCOLATE, SUGARS, AND RELATED PRODUCTS

### CANDY\*

**9260. Adulteration of candy. U. S. v. Angelo Cataldo (Liberty Chocolate Co.) and Carl Rapucci. Plea of guilty by Angelo Cataldo; fine, \$250. Plea of nolo contendere by Carl Rapucci; fine, \$25.** (F. D. C. No. 16569. Sample Nos. 88674-F, 88801-F, 88809-F.)

**LABEL FILED:** October 15, 1945, District of Massachusetts, against Angelo Cataldo, trading as the Liberty Chocolate Co., and Carl Rapucci, manager.

**ALLEGED SHIPMENT:** On or about November 22 and 29, 1944, from the State of Massachusetts into the States of Vermont and New Hampshire.

**LABEL, IN PART:** "Sue Perkins Assorted Chocolates \* \* \* Mfd. by Sue Perkins Chocolate Co. Boston, Mass.," or "Ruth Hawthorne Candies \* \* \* Mfd. For Ruth Hawthorne Candies Boston, Mass."

**NATURE OF CHARGE:** 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; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** April 3, 1946. Angelo Cataldo having entered a plea of guilty, and Carl Rapucci having entered a plea of nolo contendere, fines of \$250 and \$25, respectively, were imposed.

\*See also Nos. 9251, 9375, 9380, 9381.