

article would provide less than the stated proportions of the minimum daily requirements of vitamin B₁ and riboflavin (vitamin G).

DISPOSITION: October 15, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered delivered to a charitable or public institution.

CHOCOLATE AND RELATED PRODUCTS

CANDY*

10939. Adulteration of candy. U. S. v. Hollywood Brands, Inc. (Hollywood Candy Co.). Plea of guilty. Fine, \$1,600 and costs. (F. D. C. No. 19537. Sample Nos. 18780-H to 18782-H, incl., 19405-H, 19406-H, 19408-H, 19409-H, 19411-H, 19412-H, 21653-H, 22716-H to 22718-H, incl.)

INFORMATION FILED: June 4, 1946, Eastern District of Illinois, against Hollywood Brands, Inc., trading as the Hollywood Candy Co., Centralia, Ill.

ALLEGED SHIPMENT: Between the approximate dates of July 21 and August 2, 1945, from the State of Illinois into the States of Missouri and Minnesota.

LABEL, IN PART: "Hollywood's Magic," "Hollywood's * * * Milk Chocolate," or "Payday."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of larvae, insect fragments, rodent hair fragments, insects, rodent hair, and setae.

DISPOSITION: July 2, 1946. A plea of guilty having been entered, the court imposed a fine of \$200, plus costs, on each of the 8 counts of the information.

10940. Adulteration of candy. U. S. v. 120 Boxes * * *. (F. D. C. No. 19587. Sample No. 49221-H.)

LIBEL FILED: April 8, 1946, Western District of Louisiana.

ALLEGED SHIPMENT: On or about March 11, 1946, by the Lunsford Candy Co., Dallas, Tex.

PRODUCT: 120 boxes each containing 16 candy bars at Abbeville, La.

LABEL, IN PART: "Ko Ko Creme Cocoanut Flavored Fudge Dal-Tex Candy Co. Dallas, Texas."

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 insect parts; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 10, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed or disposed of otherwise, as provided by law.

10941. Adulteration of candy. U. S. v. 42 Boxes * * * (and 1 other seizure action). (F. D. C. Nos. 19417, 19418. Sample Nos. 8706-H, 8707-H.)

LIBELS FILED: March 12, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about February 6, 1946, by the Hooton Chocolate Co., from Newark, N. J.

PRODUCT: 11 boxes of candy at New York, N. Y.

LABEL, IN PART: "Hooton's Milk Peanut Jumbo Blocks."

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 under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 28, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

10942. Adulteration of candy. U. S. v. 5 Cartons * * *. (F. D. C. No. 19358. Sample No. 52634-H.)

LIBEL FILED: On or about March 25, 1946, Southern District of Indiana.

*See also Nos. 11012, 11096.

ALLEGED SHIPMENT: On or about February 9, 1946, by the Williamson Candy Co., from Chicago, Ill.

PRODUCT: 5 cartons, each containing approximately 80 pounds, of candy at Indianapolis, Ind. Examination showed that the product was scrap candy in which pieces of paper were embedded.

NATURE OF CHARGE: Adulteration, Section 402 (d), the article was confectionery, and it contained a nonnutritive substance, pieces of paper.

DISPOSITION: May 13, 1946. No claimant having appeared, judgment of forfeiture was entered and the product was ordered destroyed.

10943. Adulteration of candy. U. S. v. 44 Cases * * *. (F. D. C. No. 19285. Sample No. 14385-H.)

LIBEL FILED: March 1, 1946, Western District of Kentucky.

ALLEGED SHIPMENT: On or about October 18, 1945, by J. and J. Candy Co., from Charlotte, N. C.

PRODUCT: 44 cases, each containing 20 boxes, of candy at Burkesville, Ky. Examination showed that the product was moldy.

LABEL, IN PART: "J. & J. Candies Marshmallow."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: June 3, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a county institution, for use as animal feed.

10944. Adulteration and misbranding of candy. U. S. v. 2 Cartons * * *. (F. D. C. No. 19420. Sample No. 8672-H.)

LIBEL FILED: March 14, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about February 13, 1946, by the Sheila Kaye Candy Co., from Brooklyn, N. Y.

PRODUCT: 2 cartons, each containing 40 1-pound boxes, of chocolate candy at Jersey City, N. J. The product contained no cream, butter, eggs, or evaporated milk, and it was short-weight.

LABEL, IN PART: "Sheila Kaye Homemade Chocolates * * * Net Weight 1 Lb."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, cream, butter, evaporated milk, and eggs, had been omitted from the article.

Misbranding, Section 403 (a), the label statement "Ingredients * * * Cream, Butter, Evaporated Milk * * * Eggs" was false and misleading as applied to an article which contained none of these ingredients; Section 403 (a), the designation "Homemade" was false and misleading as applied to a factory-made product; and, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: April 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

10945. Adulteration and misbranding of candy. U. S. v. 674 Packages, etc. (and 1 other seizure action). (F. D. C. Nos. 19354, 19596. Sample Nos. 43733-H, 43734-H, 49049-H.)

LIBELS FILED: On or about March 15 and April 15, 1946, Southern District of California and Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about October 16 and December 5, 1945, by the Mal Newberg Co., from New York, N. Y.

PRODUCT: 674 2½-ounce packages and 731 1-ounce packages of candy at Los Angeles, Calif., and 191 20-ounce boxes of candy at New Orleans, La. The New Orleans lot was insect-infested and moldy, and the Los Angeles lot was misbranded as indicated under *Nature of Charge*.

NATURE OF CHARGE: New Orleans lot. Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance.

Los Angeles lot. Misbranding, Section 403 (d), the container was so made, formed, and filled as to be misleading since approximately three times as much candy could be placed in each package; Section 403 (f), the name and place of