

DISPOSITION: May 27, 1948. Pleas of nolo contendere having been entered on behalf of the defendants, the court imposed fines of \$250 against the corporation and \$500 against the individual.

13223. Misbranding of cakes. U. S. v. American Lady Bakers, Inc. Plea of nolo contendere. Fine, \$500. (F. D. C. No. 24544. Sample Nos. 28435-K to 28437-K, incl., 28440-K, 28441-K.)

INFORMATION FILED: April 19, 1948, District of Colorado, against American Lady Bakers, Inc., Denver, Colo.

ALLEGED SHIPMENT: On or about November 20 and 21, 1947, from the State of Colorado into the States of South Dakota, New Mexico, and Wyoming.

LABEL, IN PART: "American Lady 10 Oz. or over [or "12 Oz. or over," or "15 Oz. or over"]."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the products were in package form and failed to bear a label containing an accurate statement of the quantity of the contents, since they were labeled "10 Oz. [or "12 Oz." or "15 Oz.]," but weighed less than the labeled weights.

DISPOSITION: June 3, 1948. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$100 on each of the 5 counts of the information.

13224. Adulteration of cookies. U. S. v. Good Taste Cookie Kitchens, Inc. Plea of guilty. Fine, \$420. (F. D. C. No. 24084. Sample Nos. 26932-K to 26934-K, incl.)

INFORMATION FILED: February 2, 1948, Eastern District of Missouri, against Good Taste Cookie Kitchens, Inc., St. Louis, Mo.

ALLEGED SHIPMENT: On or about October 8, 16, and 20, 1947, from the State of Missouri into the State of Illinois.

LABEL, IN PART: "Good Taste 15¢ Black Walnut [or "Oatmeal"] Cookies."

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

DISPOSITION: On February 24, 1948, a plea of guilty having been entered, a fine of \$400 was imposed on count 1. Imposition of sentence on the other two counts was deferred pending a reinspection of the defendant's premises. On June 7, 1948, upon receipt of a report that the reinspection had shown that the firm was operating in essentially a satisfactory manner, the court fined the defendant \$10 on each of the remaining two counts.

13225. Adulteration and misbranding of coconut macaroons. U. S. v. 68 Cases * * *. (F. D. C. No. 24322. Sample No. 505-K.)

LIBEL FILED: On or about February 2, 1948, Northern District of Georgia.

ALLEGED SHIPMENT: On or about December 10, 1947, by the Haddock Distributing Corp., Atlanta, Ga., to New York, N. Y., consigned to the original shipper, the Stewart-Walker Corp. The shipment was refused by the latter company and returned to Atlanta.

PRODUCT: 68 cases, each containing 24 5-ounce cans, of coconut macaroons at Atlanta, Ga.

LABEL, IN PART: "Stewart's Coconut Macaroons * * * Baked Expressly For Stewart-Walker Corp., New York, N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of being rancid.

Misbranding, Section 403 (d), the container was so filled as to be misleading, since an average of 6 additional macaroons could be placed in each can. (Each can contained an average of 23 macaroons.)

DISPOSITION: March 24, 1948. Default decree of condemnation and destruction.