

**CANDY**

**21351. Adulteration of chocolate wafers, chocolate-covered peanuts, and chocolate-covered raisins. U. S. v. 200 Cases \* \* \* (and 1 other seizure action). (F. D. C. Nos. 36354, 36358. Sample Nos. 84275-L, 84276-L, 84303-L.)**

**LIBELS FILED:** On or about January 29, 1954, District of New Jersey.

**ALLEGED SHIPMENT:** On or about December 21, 1953, and January 12, 1954, by the Blumenthal Bros. Chocolate Co., from Philadelphia, Pa.

**PRODUCT:** 200 cases, each containing 24 packages, of chocolate wafers; 24 display cartons, each containing 24 boxes, of chocolate-covered peanuts; and 60 display cartons, each containing 24 boxes, of chocolate-covered raisins, at Camden and Westville, N. J.

**LABEL, IN PART:** (Box) "B-B Milk Chocolate Covered Goobers Peanuts \* \* \* Net Weight 1 Oz." and "B-B Milk Chocolate Covered Raisinets \* \* \* Net Wt. 1 Oz."; (package) "Net Wt. 8 Ozs. Letty Lane Milk Wafers."

**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 insects, insect fragments, and rodent hair fragments; and Section 402 (a) (4), the articles had been prepared under insanitary conditions whereby they may have become contaminated with filth.

**DISPOSITION:** March 16, 1954. Default decrees of condemnation and destruction.

**21352. Adulteration of chocolate-covered raisins. U. S. v. 9 Cases \* \* \*. (F. D. C. No. 36364. Sample No. 84440-L.)**

**LIBEL FILED:** February 9, 1954, District of New Jersey.

**ALLEGED SHIPMENT:** On or about January 4, 1954, by the Blumenthal Bros. Chocolate Co., from Philadelphia, Pa.

**PRODUCT:** 9 cases, each containing 12 display cartons and each display carton containing 24 packages, of chocolate-covered raisins at Trenton, N. J.

**LABEL, IN PART:** (Package) "B-B Milk Chocolate Covered Raisinets \* \* \* Net Wt. 1 Oz."

**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 insect fragments and rodent hair fragments; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** March 15, 1954. Default decree of condemnation and destruction.

**21353. Misbranding of dental chewing gum. U. S. v. 115 Boxes \* \* \*. (F. D. C. No. 36255. Sample Nos. 82657-L, 82658-L.)**

**LIBEL FILED:** December 22, 1953, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about September 11 and November 12, 1953, by the Fan Tan Gum Corp. from Dayton, Ohio.

**PRODUCT:** 115 boxes, each containing 20 packages, of dental chewing gum at Pittsburgh, Pa. Analysis showed that the product contained 10 percent reducing sugars calculated as dextrose.

**LABEL, IN PART:** (Package) "5 Sticks Sugarless Dental-Gum Ammoniated Chlorophyll Aids Breath Teeth Gums."

**NATURE OF CHARGE:** Misbranding, Section 403 (a), the name of the article "Sugarless Dental-Gum" was false and misleading as applied to the article, which contained a substantial amount of reducing sugars.

**DISPOSITION:** March 17, 1954. Default decree of condemnation and destruction.

## **CEREALS AND CEREAL PRODUCTS**

### **BAKERY PRODUCTS**

**21354. Adulteration of toast. U. S. v. Northern Baking Co., Inc. Plea of guilty. Fine, \$750. (F. D. C. No. 35802. Sample Nos. 55702-L, 65670-L, 65707-L to 65710-L, incl.)**

**INFORMATION FILED:** April 9, 1954, Western District of Michigan, against Northern Baking Co., Inc., Ironwood, Mich.

**ALLEGED SHIPMENT:** On or about August 26 and September 11 and 23, 1953, from the State of Michigan into the States of New York and Illinois.

**LABEL, IN PART:** (Box) "2 Pounds Net Weight When Packed Northern Toast Made by Northern Baking Company Ironwood, Michigan"; (bag) "1 Lb. 12 Oz. Net Weight When Packed Sugar [or "Cinnamon," "Sugar Cinnamon," or "Tea"] Northern's Bestyet Toast Northern Baking Company Ironwood, Mich."

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

**DISPOSITION:** May 3, 1954. The defendant having entered a plea of guilty, the court fined it \$750.

**21355. Adulteration of date and nut bars and chocolate chip cookies. U. S. v. 39 Cases, etc. (F. D. C. No. 35975. Sample Nos. 65412-L, 65413-L.)**

**LIBEL FILED:** November 18, 1953, District of Minnesota.

**ALLEGED SHIPMENT:** On or about October 20, 1953, by the Zion Baking Industry (Division of Zion Industries, Inc.), from Zion, Ill.

**PRODUCT:** 39 cases, each containing 12 packages, of date and nut bars, and 35 cases, each containing 12 packages, of chocolate chip cookies, at St. Paul, Minn.

**LABEL, IN PART:** (Package) "Zion Country Fresh Date and Nut Bars \* \* \* Net Wt. 1 Lb." and "Net Weight Eight Ounces Zion Country Fresh \* \* \* Chocolate Chip Cookies With Nuts."

**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 insects, insect fragments, rodent hair fragments, and feather barbules; and, Section 402 (a) (4), the articles had been prepared under insanitary conditions whereby they have become contaminated with filth.

**DISPOSITION:** March 8, 1954. A default decree was entered, providing for the destruction of the product unless denatured for use as animal feed.