

LIBELED: 10-19-61, Dist. Mass.

CHARGE: 402(a) (1)—when shipped, the article contained an added deleterious substance, namely, iron fragments, which may have rendered it injurious to health.

DISPOSITION: 12-6-61. Default—destruction.

CHOCOLATE, CONFECTIONERY, AND RELATED PRODUCTS

CHOCOLATE AND COCOA

27771. Hershey's instant cocoa mix. (F.D.C. No. 47235. S. Nos. 17-691 T, 57-908/10 T.)

QUANTITY: 222 cases, 24 ½-lb. cans each, 856 cases, 12 1-lb. cans each, and 282 cases, 12 2-lb. 6-oz. cans each, at Cincinnati, Ohio.

SHIPPED: Between 7-5-61 and 3-1-62, from Hershey, Pa., by Hershey Chocolate Corp.

LABEL IN PART: (Can) "Instant Hot or Cold Hershey's Instant Cocoa Mix Rich Chocolate Flavor Now Fortified with Vitamins B₁, C, D₂, and Iron * * * Hershey Chocolate Corp., Hershey, Pa."

LIBELED: 3-12-62, S. Dist. Ohio.

CHARGE: 403(a)—when shipped, the label bore false and misleading representations that the article was adequate and effective to promote sound nerves, stimulate digestion, promote sound teeth, healthy gums, and body tissues; promote growth of children, and to cause the blood and body cells to release energy.

DISPOSITION: 3-30-62. Consent—claimed by Hershey Chocolate Corp., and released under bond for relabeling.

27772. Chocolate-covered cherries. (F.D.C. No. 47190. S. Nos. 5-039 T, 5-442/3 T.)

QUANTITY: 73 cases, 24 pkgs. each, at Halethorpe (Baltimore), Md.

SHIPPED: Between 1-19-62 and 2-21-62, from New York, N.Y., by Bianchi Co.

LABEL IN PART: (Pkg.) "Cella's 100% Liquid Centers Rich Chocolate Covered Cherries Net Wt. 5 Ozs. Mfg. by The Bianchi Co., New York, N.Y."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 3-7-62, Dist. Md.

CHARGE: 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 4-5-62. Default—delivered to charitable institutions.

CONFECTIONERY

27773. Roxbury brand candies. (F.D.C. No. 46414. S. Nos. 61-312/17 R.)

QUANTITY: 56 cases, 24 bags each, of Chocolate Stars; 174 cases, 24 bags each, of Swedish Mints; 68 cases, 24 bags each, of Butterscotch Balls; 256 cases,