LABEL, IN PART: "Baker's Gem Coconut Macaroon. Manufactured by Franklin Baker Co. of the Philippines, Manila, P. I."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects, larvae, pupae, and insect fragments.

DISPOSITION: January 11, 1944. The National Candy Co., St. Louis, Mo., claimant for 236 bags, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction of the unfit portion, under the supervision of the Food and Drug Administration. On January 25, 1944, no claimant having appeared for the 15 bags, judgment of condemnation was entered and the product was ordered denatured, under the supervision of the Food and Drug Administration, and sold to the person or corporation offering the highest bid therefor, and adopting such safeguards as should be directed by the Federal Security Agency against the product being used in violation of the law.

5971. Adulteration of shredded and grated coconut. U. S. v. 861 Tins and 517 Tins of Shredded Coconut, and 351 Tins and 598 Tins of Grated Coconut. Consent decree of condemnation. Product ordered released under bond for reprocessing. (F. D. C. No. 10191. Sample Nos. 44869–F to 44873–F, incl.)

LIBEL FILED: July 6, 1943, Eastern District of New York.

ALLEGED SHIPMENT: On or about May 21, 1943, by the Hills Bros. Co., Bartow, Fla., from Lakeland, Fla.

PRODUCT: 1,378 tins of shredded and 949 tins of grated coconut at Brooklyn, N. Y. The product was found to be sour.

LABEL, IN PART: (Portion of product) "Monogram Brand * * * Shredded [or "Grated"] * * * Frozen Coconut * * * The Hills Bros. Co. New York, N. Y.," or "Trade Wind Brand * * * Shredded [or "Grated"] * * * Frozen Coconut * * * Trade Wind Foods, Inc. New York, N. Y."

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

DISPOSITION: December 10, 1943. The Hills Bros. Co., a New York corporation, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be reprocessed, under the supervision of the Food and Drug Administration, by heating to 175 degrees Fahrenheit for 60 minutes, or until the moisture content was reduced to 2 percent.

5972. Misbranding of coconut. U. S. v. 19 Dozen Packages of Coconut. Default decree of condemnation and destruction. (F. D. C. No. 10939. Sample No. 35624–F.)

LIBEL FILED: October 16, 1943, Middle District of Georgia.

ALLEGED SHIPMENT: On or about September 15, 1943, by Green Brothers, Inc., Miami, Fla.

PRODUCT: 19 dozen packages of coconut at Valdosta, Ga.

LABEL, IN PART: "Sunland Brand Pure Coconut (Prepared) Sugar Added Packed By Florida Sunland Foods, Inc., Miami, Florida."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statements "Net Weight 7 Ounces" (package), and "Net Wt. 7 oz. or over" (shipping case), were false and misleading as applied to an article that was short-weight; Section 403 (d), the container was so filled as to be misleading; Section 403 (e) (2), the product was in package form and failed to bear a label containing an accurate statement of the quantity of the contents; and, Section 403 (i) (2), it was fabricated from two or more ingredients and its label failed to bear the common or usual name of each such ingredient, since the presence of salt was not declared.

DISPOSITION: January 4, 1944. No claim having been entered, the product was condemned and ordered destroyed.

5973. Adulteration of shelled filberts. U. S. v. 162 Cartons and 99 Cartons of Shelled Filberts (and 2 other seizure actions against shelled filberts). Decrees of condemnation. Product released under bond for reconditioning by sorting. (F. D. C. No. 12012, 12125, 12282. Sample Nos. 51190–F, 51191–F, 60730–F, 64856–F, 64857–F.)

LIBELS FILED: March 13 and 31, and May 1, 1944, Eastern District of Pennsylvania, Western District of Washington, Northern District of California.