27317. Candy. (F.D.C. No. 45592. S. Nos. 39–732/3 R.)

QUANTITY: 12 cases, 6 5-lb. boxes each, and 9 cases, 10 30-lb. boxes each, at Moline, Ill.

SHIPPED: 2–3–61, from Toledo, Ohio, by M. G. Shaghalian Co.

LABEL IN PART: (Case) "Tortettes Manufactured by M. G. Shaghalian Co., Boston, Mass., Toledo, Ohio" and "Debonair Chocolates * * * Milk Chocolate Double Dipped Virginia Peanuts Manufactured by M. G. Shaghalian Co., Boston, Mass., Toledo, Ohio."

LIBELED: 3–27–61, S. Dist. Ill.

CHARGE: 402(a)(3)—contained insect fragments; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 5–15–61. Default—destruction.

27318. Licorice. (F.D.C. No. 45609. S. No. 53–669 R.)

QUANTITY: 92 cases, 12 6½-oz. bags each, at Newport, Minn., in possession of J. P. Fritz Candy Co., Inc.

SHIPPED: 12–30–60, from Chicago, Ill.

LABEL IN PART: (Bag) "Fritzie Fresh Candies Licorice-Low Calorie Packed by Fritz Candy Co., Newport, Minn."

RESULTS OF INVESTIGATION: The article was shipped in bulk and was repacked by the dealer into the bags described above.

LIBELED: 4–3–61, Dist. Minn.

CHARGE: 403(a)—while held for sale, the label statement "Low Calorie" was false and misleading, since it was contrary to fact.

DISPOSITION: 5–26–61. Default—delivered to charitable institutions.

27319. Honey. (F.D.C. No. 45446. S. No. 38–878 R.)

QUANTITY: 57 cases, 12 jars each, at Lebanon, Mo.

SHIPPED: 1–12–61, from Batesville, Ark., by Voughn Wilson.

LABEL IN PART: (Jar) "Wilson's Wild Flower Net Wt. 2 Lbs. U.S. Grade A Honey Produced & Packed by Voughn Wilson, Route 4, Batesville, Arkansas."

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

LIBELED: 3–7–61, W. Dist. Mo.

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

DISPOSITION: 5–22–61. Consent—claimed by Voughn Wilson, and repacked.

DAIRY PRODUCTS

BUTTER

27320. Butter. (F.D.C. No. 44622. S. Nos. 72–027 P, 72–032/3 P.)

INFORMATION FILED: 7–13–60, W. Dist. N.C., against Shelby Creamery Co., Inc., Shelby, N.C., and William M. Lineberger, president.

ALLEGED VIOLATIONS: On 2–21–57, the defendants gave to a firm engaged in the business of shipping butter in interstate commerce, a guaranty to the effect that butter delivered by the defendants under the guaranty would not be