

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

**DISPOSITION:** 8-31-61. Default—delivered to a charitable institution.

**27475. Candy mints.** (F.D.C. No. 46210. S. No. 69-960 R.)

**QUANTITY:** 41 cases, 24 bags each, at Philadelphia, Pa.

**SHIPPED:** 6-28-61, from Cambridge, Mass., by New England Confectionery Co.

**LABEL IN PART:** (Bag) "Necco Canada Mints Ingredients—Net Weight 8 Ozs.—New England Confectionery Co., Cambridge, Mass."

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

**LIBELED:** 8-1-61, E. Dist. Pa.

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

**DISPOSITION:** 8-30-61. Default—delivered to a charitable institution.

**27476. Candy suckers.** (F.D.C. No. 46196. S. No. 91-905 R.)

**QUANTITY:** 149 cases, each containing 25 lbs. of individually wrapped candy suckers, at Jamaica, Long Island, N.Y.

**SHIPPED:** 6-8-61, from Pawtucket, R.I., by E. Rosen Co.

**LABEL IN PART:** (Case) "1203 Item 78 \* \* \* Eppy Pops E. Rosen Company, Pawtucket, R.I."

**LIBELED:** 7-31-61, E. Dist. N.Y.

**CHARGE:** 402(a) (1)—when shipped, the article contained an added deleterious substance, namely, plastic sticks, which may render it injurious to health; and 402(d)—the article was confectionery and it contained a nonnutritive substance, namely, plastic sticks.

**DISPOSITION:** 8-29-61. Default—destruction.

**27477. Wolch's butter mints.** (F.D.C. No. 45919. S. No. 59-504 R.)

**QUANTITY:** 699 cases, 36 cellophane bags each, at Chicago, Ill.

**SHIPPED:** 4-28-61, from Sharonville, Ohio, by Kern Foods, Inc.

**LABEL IN PART:** (Bag) "Wolch's Fresh Pac Plain [or "Cherry," "Molasses," "Orange," "Chocolate Chip," or "Mint Julep"] Butter Mints made with Pure Creamery Butter Ingredients: \* \* \* Hydrogenated Vegetable Oil, Butter \* \* \* Net Weight 8 Ounces Packed for Wolch Nut & Candy Co. Chicago, Illinois by Wolch Nut & Candy Co."

**RESULTS OF INVESTIGATION:** Examination showed the product to be small, oval-shaped pieces of candy of various flavors and colors, containing less than 1 percent butterfat.

**LIBELED:** 5-31-61, N. Dist. Ill.

**CHARGE:** 403(a)—when shipped, the name "Butter Mints," the label statement "made with Pure Creamery Butter," and the vignette showing a cube of melting butter, were misleading, since they suggested a significantly higher butter content than was present in the product, and since the butter flavor was due primarily to artificial butter flavor; and 403(f)—the ingredient and net weight statements were not prominently placed on the label with such