10952. Adulteration of milk chocolate coating. U. S. v. 49 Bales * * *. (F. D. C. No. 19320. Sample No. 51048–H.)

LIBEL FILED: March 9, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about November 8, 1945, by Rockwood and Co., from Chicago, Ill.

PRODUCT: 49 bales, each containing 20 10-pound bars, of milk chocolate coating at St. Paul, Minn.

LABEL, IN PART: "Montrose Milk Sweet Milk Chocolate with Lecithin."

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 larvae, webbing, and insect excreta.

DISPOSITION: April 11, 1946. Trudeau Candies, Inc., St. Paul, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be brought into compliance with the law, under the supervision of the Federal Security Agency.

10953. Adulteration and misbranding of chocolate-flavored sirup. U. S. v. 19 Cases * * *. (F. D. C. No. 19339. Sample Nos. 59616–H, 59630–H.)

LIBEL FILED: March 13, 1946, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 28, 1946, by Silver Hill Products, Inc., from Brooklyn, N. Y.

PRODUCT: 19 cases, each containing 6 96-ounce cans, of chocolate-flavored sirup at Altoona, Pa.

LABEL, IN PART: "Van Delft's Double Strength Chocolate Flavored Syrup."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a sirupy solution of sugar, or sugars, with a predominating flavor of molasses had been substituted in whole or in part for "Double Strength Chocolate Flavored Syrup," which the article was represented to be.

Misbranding, Section 403 (a), the label statement "Double Strength Chocolate Flavored Syrup" was false and misleading.

DISPOSITION: May 13, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered denatured and delivered to a charitable institution, for use as hog feed.

10954. Adulteration of fudge ingredients. U. S. v. 3 Boxes * * * (and 1 other seizure action). (F. D. C. Nos. 19396, 19643. Sample Nos. 19639–H, 50775–H.)

LIBELS FILED: March 28 and April 18, 1946, District of Minnesota and Northern District of Iowa.

ALLEGED SHIPMENT: On or about February 6 and 13, 1946, by the Woody Candy Co., from Oklahoma City, Okla.

PRODUCT: 3 boxes at Iowa Falls, Iowa, and 6 cartons at St. Cloud, Minn., each box and carton containing 35 pounds of fudge ingredients.

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 live larvae in the Iowa lot and rodent hair fragments in the Minnesota lot; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: May 24 and June 24, 1946. No claimant having appeared, judgments were entered ordering the condemnation and destruction of the Iowa lot, and the destruction of the Minnesota lot unless it was denatured and disposed of as animal feed.

DAIRY PRODUCTS

BUTTER

The following cases report actions involving butter that consisted in whole or in part of filthy or decomposed substances, **Nos. 10955 to 10960**; that was below the standard for milk fat content, **Nos. 10961 to 10968**; and that was short of the declared weight, **Nos. 10960 and 10969.**