9261. Adulteration of candy. U. S. v. J. Ralph Kirkley, Inc., and Simon I. Leon. Pleas of nolo contendere. Fine of $250 against each defendant. (F. D. C. No. 16619. Sample Nos. 6975–H, 6976–H, 14513–H, 14514–H.)

INFORMATION FILED: January 29, 1946, Eastern District of Pennsylvania, against J. Ralph Kirkley, Inc., a corporation, Philadelphia, Pa., and Simon I. Leon, president of the corporation.

ALLEGED SHIPMENT: On or about March 23 and April 10, 1945, from the State of Pennsylvania into the States of New Jersey and Ohio.

LABEL, IN PART: "Kirkley's Kool Kandies [or "Chocolate Kernel Bars"]," or "The Floral Box * * * Kirkley's Chocolates."

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 cat hair fragments, rodent or cat hair fragments, and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 13, 1946. The defendants having entered pleas of nolo contendere, the court imposed a fine of $250 against each defendant.

9262. Adulteration of candy. U. S. v. Brook Britton Simms, Jr. (Simms Candy Co. and Simms Tobacco & Candy Co.). Plea of nolo contendere. Fine, $150. (F. D. C. No. 16521. Sample Nos. 61859–F, 61860–F, 66598–F.)

INFORMATION FILED: August 13, 1945, Eastern District of Texas, against Brook Britton Simms, Jr., an individual trading as the Simms Candy Co. and the Simms Tobacco & Candy Co., Denison, Tex.

ALLEGED SHIPMENT: Between the approximate dates of June 1 and December 2, 1944, from the State of Texas into the State of Oklahoma.

LABEL, IN PART: "5¢ Patties," "Peanut Patties," "Simms' Fudge Bar," "Simms' Brittle Bar," or "5¢ Brittle P'nut Bars."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of one or more of the following: Rodent-gnawed patties, rat or mouse hairs, a fly leg, insect setae, cat hairs, a metal shaving, an insect chitin fragment, larvae, and larvae cast skins, an adult insect, and a bristle; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 2, 1946. A plea of nolo contendere having been entered, the defendant was fined $150.

9263. Adulteration of candy. U. S. v. Brock Candy Co. Plea of nolo contendere. Fine, $2,000. (F. D. C. No. 18607. Sample Nos. 13427–H, 23621–H, 23858–H to 23860–H, incl.)

INFORMATION FILED: February 19, 1946, Eastern District of Tennessee, against the Brock Candy Co., a corporation, Chattanooga, Tenn.

ALLEGED SHIPMENT: On or about June 18 and 19, 1945, from the State of Tennessee into the States of Ohio and Texas.

LABEL, IN PART: "Century Crisp Peanut Butter Filled Candy," "Crystal Jelly Drops," or "Seald Sweest Assorted Jelly Drops."

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 insects, insect fragments, rodent hairs, rodent hair fragments, rodent excreta fragments, wood fragments, pieces of wood fibers, a feather fragment, miscellaneous dirt, and live beetles; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 28, 1946. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of $400 on each of the 5 counts of the information.

9264. Adulteration of candy. U. S. v. Southern Trading Co. Plea of guilty. Fine, $750. (F. D. C. No. 17794. Sample Nos. 64098–F, 610–H.)

INFORMATION FILED: February 4, 1946, Middle District of Georgia, against the Southern Trading Co., a partnership, Columbus, Ga.

ALLEGED SHIPMENT: On or about December 12, 1944, and January 17, 1945, from the State of Georgia into the State of Alabama.

LABEL, IN PART: "Cream Candy," or "Peanut Brittle."