

fragments and rodent hairs; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: June 10, July 16, and August 4, 1947. Default decrees of condemnation and destruction.

**12210. Adulteration of cookies. U. S. v. 33 Boxes \* \* \*. (F. D. C. No. 23101. Sample No. 91232-H.)**

**LABEL FILED:** May 5, 1947, District of New Jersey.

**ALLEGED SHIPMENT:** On or about April 16, 1947, by R. Zatal Foods, Inc., from Bronx, N. Y.

**PRODUCT:** 33 5-pound boxes of cookies at Jersey City, N. J.

**LABEL, IN PART:** "Super-Fine Cookies."

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

DISPOSITION: June 11, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**12211. Adulteration of cookies. U. S. v. 7 Cases \* \* \*. (F. D. C. No. 23113. Sample No. 54933-H.)**

**LABEL FILED:** On or about May 16, 1947, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about March 15, 1947, by the Affiliated Bakers Co., from New York, N. Y.

**PRODUCT:** 7 cases, each containing 12 12-ounce packages, of chocolate cookies at Atlanta, Ga.

**LABEL, IN PART:** "Chocolate Fudge Tarties."

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

DISPOSITION: June 16, 1947. Default decree of condemnation and destruction.

**12212. Adulteration of cookies. U. S. v. 156 Cartons \* \* \*. (F. D. C. No. 22860. Sample Nos. 48836-H to 48839-H, incl.)**

**LABEL FILED:** April 18, 1947, Western District of Texas.

**ALLEGED SHIPMENT:** On or about February 18, 1947, by the Town Toast Company, Phoenixville, Pa.

**PRODUCT:** 730 cartons, each containing 12 cellophane-wrapped packages, of cookies at San Antonio, Tex.

**LABEL, IN PART:** "Town Toast Peanut-Buttered Lassies [or "Creams," or "Fruit Cookies"]."

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

DISPOSITION: September 18, 1947. Default decree of forfeiture and destruction.

**12213. Adulteration of cookies. U. S. v. 215 Cartons, etc. (F. D. C. No. 22748. Sample Nos. 91304-H to 91306-H, incl.)**

**LABEL FILED:** April 2, 1947, Southern District of New York.

**ALLEGED SHIPMENT:** On or about February 17 and March 6, 1947, by the Town Toast Co., Phoenixville, Pa.

**PRODUCT:** Cookies. 55 cartons, each containing 12 packages, and 160 cartons, each containing 36 packages, at New York, N. Y.

**LABEL, IN PART:** "Town Toast Creams," "Old Fashioned Lassies by Town Toast," or "Chocolate Fudge Cookies."

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

**DISPOSITION:** May 2, 1947. Default decree of condemnation. The product was ordered delivered to a Federal institution, for use other than human consumption.

**12214. Adulteration of cookies. U. S. v. 16 Cases, etc. (F. D. C. Nos. 23449, 23450. Sample Nos. 74958-H to 74960-H, incl.)**

**LIBEL FILED:** June 25, 1947, District of New Hampshire.

**ALLEGED SHIPMENT:** On or about April 1, 2, and 9, 1947, by the Terminal Sales Co., from Boston, Mass.

**PRODUCT:** Cookies. 16 cases, each containing 48 4-ounce packages, at Manchester, N. H.; and 1 case containing 317 packages, 1 case containing 33 packages, and 1 case containing 48 packages, at Nashua, N. H. Examination showed that the product was rancid.

**LABEL, IN PART:** (Packages) "Malted Creams Net Wgt. 4 Oz."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

**DISPOSITION:** September 2, 1947. Default decrees of condemnation and destruction.

**12215. Misbranding of cookies. U. S. v. 337 Cartons \* \* \*. (F. D. C. No. 22968. Sample No. 91171-H.)**

**LIBEL FILED:** April 29, 1947, District of New Jersey.

**ALLEGED SHIPMENT:** On or about April 10 and 11, 1947, by Sunshine Biscuits, Inc., Long Island City, N. Y.

**PRODUCT:** 337 cartons, each containing 6 4-ounce packages, of cookies at Newark, N. J.

**LABEL, IN PART:** "Sunshine Chocolate Puffs."

**NATURE OF CHARGE:** Misbranding, Section 403 (d), the container was so filled as to be misleading, since an additional cookie could easily be placed in each package. (The packages each contained 8 cookies.)

**DISPOSITION:** May 13, 1947. Sunshine Biscuits, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be repackaged under the supervision of the Food and Drug Administration.

**12216. Misbranding of cookies. U. S. v. 25 Cartons \* \* \*. (F. D. C. No. 23435. Sample No. 32600-H.)**

**LIBEL FILED:** August 29, 1947, District of Montana.

**ALLEGED SHIPMENT:** On or about July 23, 1947, by Post Trading Co., from Los Angeles, Calif.

**PRODUCT:** 25 cartons, each containing 48 2-ounce packages, of cookies at Havre, Mont.

**LABEL, IN PART:** "Arrow-Root Animal Cookies with Toy or Novelty."

**NATURE OF CHARGE:** Misbranding, Section 403 (d), the container was so filled as to be misleading. (The packages contained from 20 to 26 cookies, whereas 30 cookies could be placed in each package.)

**DISPOSITION:** November 14, 1947. Default decree of condemnation. Product ordered delivered to a charitable institution.

**12217. Adulteration of pies. U. S. v. Utah Pie Co. Plea of guilty. Fine, \$100. (F. D. C. No. 23338. Sample Nos. 30453-H, 91638-H, 91640-H.)**

**INFORMATION FILED:** September 2, 1947, District of Utah, against the Utah Pie Co., a partnership, Salt Lake City, Utah.

**ALLEGED SHIPMENT:** On or about March 14, 1947, from the State of Utah into the State of Idaho.

**LABEL, IN PART:** "10¢ Utah Pies Cherry [or "Peach"]," or "Utah's Favorite Blueberry Pie 40¢."