ALLEGED SHIPMENT: On or about July 24 and 26, 1946, from the State of Wisconsin into the States of Colorado and North Dakota.

LABEL, IN PART: "Favorite Caramel Corn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), (1 shipment) the article consisted in part of a filthy substance by reason of the presence of larvae, rodent hair fragments, cat-like hair fragments, and feather fragments; and, Section 402 (a) (4), (both shipments) the article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 21, 1947. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of $700.

12456. Adulteration of Zippies (popcorn confection). U. S. v. 560 Cartons * * *. (F. D. C. No. 23171. Sample No. 66364–H.)

LIBEL FILED: June 4, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 20 and April 18, 1947, by the C & M Popcorn Co., from Lake View, Iowa.

PRODUCT: 560 cartons, each containing 24 bags, of Zippies at Philadelphia, Pa.

LABEL, IN PART: (Bags) "Zippies Net Wt. 3¼ Oz. or Over."

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

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

12457. Adulteration of Bottle O'Pop Wax Chews. U. S. v. 65 Boxes * * * (and 1 other seizure action). (F. D. C. Nos. 23096, 23467. Sample Nos. 76315–H, 85709–H.)

LIBELS FILED: July 3 and 8, 1947, Northern District of Mississippi and District of Columbia.

ALLEGED SHIPMENT: On or about May 2 and 15, 1947, by the G & B Candy Co., from Dallas, Tex.

PRODUCT: 65 boxes at Oxford, Miss., and 27 boxes at Washington, D. C., each box containing 80 pieces of Bottle O'Pop Wax Chews. Examination showed that the product was a small wax bottle containing a sweet artificially flavored and colored liquid. Analysis showed that the product contained quaternary ammonium compound.

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, quaternary ammonium compound, which is unsafe within the meaning of the law, since it is a substance not required in the production of the article and could have been avoided by good manufacturing practice.

DISPOSITION: July 31 and August 4, 1947. The shipper and the consignee of the Mississippi lot having consented to the entry of a decree, and no claimant having appeared for the Washington lot, judgments of condemnation were entered and the product was ordered destroyed.

12458. Misbranding of confectionery (cake decorations). U. S. v. 17 Cartons * * *. (F. D. C. No. 23654. Sample No. 91365–H.)

LIBEL FILED: September 2, 1947, Southern District of New York.

ALLEGED SHIPMENT: On or about February 24, 1947, by Sure Foods, Inc., Chicago, Ill.

PRODUCT: 17 cartons, each containing 24 1⅝-ounce bottles of confectionery at New York, N. Y. The product, used for cake decoration, consisted of small brown cylindrical pellets with a sweet, cocoa flavor. Analysis showed that it contained no chocolate.

LABEL, IN PART: "Shure Good Brand Chocolate Cakorettes Ingredients: Apricot kernels, sugar, sweet almonds, corn syrup, and cocoa."

NATURE OF CHARGE: Misbranding, Section 403 (a), the designation "Chocolate Cakorettes" was false and misleading since the article contained no chocolate.