LABEL, IN PART: "Stephen Perry Jell-Eo-Puffs [or "Jell-Eo-Mints"] * * * Manufactured By Whole-Sum Products Co. Philadelphia, Pa."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of rodent hair fragments, rodent excreta and rodent excreta fragments, and insects and insect fragments; and, Section 402 (a) (4), the articles had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: August 22, 1949. Pleas of nolo contendere having been entered, the court imposed fines on count 1 of $100 against defendant Leon and $50 against defendant Troop. Imposition of sentence on count 2 was suspended, and both defendants were placed on probation for 2 years. On September 14, 1949, the sentence against defendant Troop was modified, pursuant to which he was fined $25 on each of the two counts of the information, and he was released from probation.

15075. Adulteration of candy. U. S. v. 20 Cases * * *. (F. D. C. No. 26566. Sample No. 42710–K.)

LIBEL FILED: February 25, 1949, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about January 11, 1949, by Zion Industries, Inc., from Zion, Ill.

PRODUCT: 20 cases, each containing 100 bars, of candy at Detroit, Mich.

LABEL, IN PART: "Zion Chocomint * * * Net Wt. 1¼ Oz."

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: September 9, 1949. Default decree of condemnation and destruction.

15076. Adulteration of candy. U. S. v. 8 Cases * * *. (F. D. C. No. 27084. Sample No. 19854–K.)

LIBEL FILED: May 2, 1949, Middle District of Tennessee.

ALLEGED SHIPMENT: On or about March 31, 1949, by the DiGiorgio Allegretto Co., from Chicago, Ill.

PRODUCT: 8 cases, each containing 12 cedar chests, of candy at Nashville, Tenn.

LABEL, IN PART: (Chests) "Net Weight 2 Pounds * * * Easter Greetings."

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 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 30, 1949. Default decree of destruction.

15077. Adulteration of candy. U. S. v. 151 Cartons * * *. (F. D. C. No. 27165. Sample Nos. 1225–K, 1232–K.)

LIBEL FILED: May 13, 1949, Eastern District of South Carolina.

ALLEGED SHIPMENT: On or about May 28, 1948, from Jacksonville, Fla.

PRODUCT: 151 22-pound cartons of candy at Charleston, S. C., in possession of Charles R. Allen, Inc.

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 excreta and rodent hairs; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: June 10, 1949. Default decree of condemnation and destruction.

15078. Misbranding of cream mints. U. S. v. 180 Boxes * * *. (F. D. C. No. 27198. Sample No. 5236-K.)

LIBEL FILED: May 9, 1949, District of Maine.

ALLEGED SHIPMENT: On or about April 21, 1949, by the Gessis Candy Co., from Somersworth, N. H.

PRODUCT: 180 boxes of cream mints at Biddeford, Maine.

LABEL, IN PART: "Ginny's Cream Mints Net Weight 8 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. (The article was short-weight.)

DISPOSITION: September 20, 1949. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

15079. Misbranding of chocolate filled cigarettes. U. S. v. 2 Boxes, etc. (F. D. C. No. 25980. Sample Nos. 4098-K, 4099-K.)

LIBEL FILED: November 1, 1948, District of Maine.

ALLEGED SHIPMENT: On or about September 17, 1948, by the H & K Candy Co., from New York, N. Y.

PRODUCT: 28 boxes, each containing 24 1¼-ounce packages, of chocolate filled cigarettes at Houlton, Maine.

LABEL, IN PART: (Package) "Fal-Mel [or "Crestfield"] Chocolate Filled Cigarettes."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label designation "Chocolate Filled" was false and misleading as applied to an article which contained little, if any, chocolate; and, Section 403 (d), the containers of the article were so filled as to be misleading since more and longer candy cigarettes could be placed in each package.

DISPOSITION: June 8, 1949. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

15080. Adulteration of chocolate cordial cherries. U. S. v. 18 Boxes * * *. (F. D. C. No. 26574. Sample No. 48324-K.)

LIBEL FILED: February 28, 1949, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 27, 1949, by the Crown Candy Co., Inc., from Springfield, Mass.

PRODUCT: 18 boxes, each containing 24 1¼-ounce packages, of chocolate cordial cherries at Williamsport, Pa.

LABEL, IN PART: "Elizabeth Ann Chocolate Cordial Cherries."

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