

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), artificially colored and flavored grapes had been substituted for strawberries.

Misbranding, Section 403 (a), the label statement "Strawberries in Cordial" and the vignette depicting chocolate cordials surrounded by strawberries were false and misleading; and, Section 403 (i) (2), the product was fabricated from two or more ingredients, and its label failed to bear the common or usual name of the ingredient, grapes.

**DISPOSITION:** February 6, 1950. Default decrees of condemnation. The court ordered that the product be delivered to charitable institutions.

**15912. Adulteration and misbranding of candy. U. S. v. 37 Boxes \* \* \*.**  
(F. D. C. No. 28665. Sample No. 70129-K.)

**LIBEL FILED:** January 17, 1950, District of Nebraska.

**ALLEGED SHIPMENT:** On or about December 2, 1949, by the Sifers Candy Co., from Iola, Kans.

**PRODUCT:** 37 boxes each containing 24 candy bars at Omaha, Nebr.

**LABEL, IN PART:** "Sifers Coconut Twins Chocolate Covered Net Weight 1½ Ozs."

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

Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (The candy bars weighed less than the declared 1½ ounces.)

**DISPOSITION:** February 23, 1950. Default decree of condemnation and destruction.

**15913. Misbranding of candy. U. S. v. 60 Boxes \* \* \*.** (F. D. C. No. 28668.  
Sample No. 57100-K.)

**LIBEL FILED:** January 4, 1950, District of New Jersey.

**ALLEGED SHIPMENT:** On or about November 17 and 25, 1949, by Bard & Margolies, from Brooklyn, N. Y.

**PRODUCT:** 60 1-pound boxes of candy at Newark, N. J.

**LABEL, IN PART:** "Helen T. Brook Nuts & Fruits Assortment Net Weight One Pound."

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (The boxes were short of the declared weight.)

**DISPOSITION:** February 14, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

**15914. Adulteration of candied popcorn. U. S. v. 100 Cases \* \* \*.** (F. D. C. No. 28646. Sample No. 67941-K.)

**LIBEL FILED:** On or about January 19, 1950, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about January 5, 1950, by Pop Corning's Co., from Pueblo, Colo.

**PRODUCT:** 100 cases, each containing 50 1¼-ounce boxes, of candied popcorn at Springfield, Mo.

**LABEL, IN PART:** "Pop Corn-ings Prize Circus Pack."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (1), the product contained an added deleterious substance, plastic toys, which may have rendered the product injurious to health.

**DISPOSITION:** March 1, 1950. Default decree of condemnation and destruction.

## FISH AND SHELLFISH

**15915. Adulteration of frozen butterfish. U. S. v. 26 Cases \* \* \*. (F. D. C. No. 28680. Sample Nos. 10346-K, 73801-K.)**

**LIBEL FILED:** January 11, 1950, Southern District of New York.

**ALLEGED SHIPMENT:** On or about September 18, 1949, by Boat "New England," from Stonington, Conn.

**PRODUCT:** 26 cases, each containing 3 20-pound cartons, of frozen butterfish at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (Examination disclosed the presence of decomposed fish.)

**DISPOSITION:** February 3, 1950. Default decree of condemnation and destruction.

**15916. Adulteration of frozen tullibeas. U. S. v. 30 Boxes \* \* \* (and 1 other seizure action). (F. D. C. Nos. 28696, 28699. Sample Nos. 73489-K, 73490-K.)**

**LIBELS FILED:** January 31, 1950, District of Connecticut.

**ALLEGED SHIPMENT:** On or about September 10 and 17 and December 28, 1949, by the Waldman's Fish Co., from Montreal, Canada.

**PRODUCT:** 43 100-pound boxes of frozen tullibeas at New Haven, Conn.

**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 parasitic worms, and 30 boxes of the product were further adulterated in that they consisted in whole or in part of a decomposed substance by reason of the presence of decomposed fish.

**DISPOSITION:** February 10, 1950. No claimant having appeared, judgments of condemnation and destruction were entered and the court ordered that the product be used for fertilizer.

**15917. Adulteration of frozen whitefish. U. S. v. 2,276 Pounds \* \* \*. (F. D. C. No. 28641. Sample No. 16306-K.)**

**LIBEL FILED:** January 11, 1950, Eastern District of Michigan.

**ALLEGED SHIPMENT:** On or about August 24, 1949, from Chicago, Ill.

**PRODUCT:** 2,276 pounds of frozen whitefish at Bay City, Mich.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed fish. The product was adulterated while held for sale after shipment in interstate commerce.