LABEL IN PART: (Can) "Sifers Chocolate Flo'z * * * Made with Real Chocolate Sifers Chocolate Syrup Co., Inc., Iola, Kansas."

LIBELED: On or about 12–1–58, W. Dist. Wash.

CHARGE: 402(b)(1)—when shipped, the valuable constituent, namely, chocolate, had been in part omitted or abstracted from the article; 402(b)(2)—a sirup consisting of cocoa, sugar, and water had been substituted in whole or in part for chocolate sirup; and 403(a)—the name of the article "Chocolate Flo'z" and the label statement "Made with Real Chocolate" were false and misleading.

DISPOSITION: 5–18–59. Default—destruction.

25584. Cocoa beans. (F.D.C. No. 42926. S. No. 57–573 P.)

QUANTITY: 22 bags, 100 to 105 lbs. each, at Brooklyn, N.Y.

SHIPPED: On an unknown date, from outside the United States.

LIBELED: 4–9–59, E. Dist. N.Y.

CHARGE: 402(a)(3)—contained moldy cocoa beans while held for sale.

DISPOSITION: 5–7–59. Default—destruction.

CONFECTIONERY

25585. Candy. (F.D.C. No. 41726. S. Nos. 6–382 P, 6–620 P.)

INFORMATION FILED: 12–16–58, Dist. Mass., against New England Confectionery Co., a corporation, Cambridge, Mass.

SHIPPED: Between 12–10–57 and 1–16–58, from Massachusetts to Maine and New Hampshire.

LABEL IN PART: (Pkg.) "Necco SKY BAR Necco 4 in 1 SKY BAR Net Weight 1 Ounce Manufactured by Necco - Cambridge, Mass."

CHARGE: 403(e)(2)—the article failed to bear a label containing an accurate statement of the quantity of contents (the packages of the article contained less than 1 ounce).

PLEA: Guilty.

DISPOSITION: 2–16–59. $500 fine.

25586. Candy. (F.D.C. No. 42880. S. No. 57–716 P.)

QUANTITY: 31 ctns., 48 boxes each, at Newark, N. J.

SHIPPED: 1–22–59 and 1–30–59, from Philadelphia, Pa., by Louis Segal Candy Co.

LABEL IN PART: (Box) "#103 Fruit & Nut Egg ½ lb. Distributed by Valerie Sweets, Newark, N.J."

LIBELED: 3–11–59, Dist. N.J.

CHARGE: 402(a)(3)—contained insect fragments; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 4–13–59. Default—destruction.

SUGAR AND SIRUP

25587. Sorghum molasses. (F.D.C. No. 42153. S. No. 28–069 P.)

INFORMATION FILED: 9–11–58, E. Dist. Tex., against C. B. Daniels, Sulphur Springs, Tex.