

It was alleged to be adulterated in that it consisted in whole or in part of a filthy substance, and in that it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

On September 20 and 27, 1940, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

932. Adulteration of candy. U. S. v. 14 Boxes and 20 Boxes of Candy. Default decrees of condemnation and destruction. (F. D. C. No. 1933. Sample Nos. 8112-E, 8113-E.)

Samples taken from both shipments of this product were found to contain rodent hairs, and those taken from one of the shipments were also found to contain insect fragments.

On May 7, 1940, the United States attorney for the District of Minnesota filed libels against 34 boxes of candy at St. Paul, Minn., alleging that the article had been shipped in interstate commerce on or about November 24, 1939, and March 15, 1940, by the Northwestern Candy Co. from Des Moines, Iowa; and charging that it was adulterated. It was labeled in part: "Jacobson's Dairy Maid Pecan Cake"; or "Dairy Maid * * * Maple [or "Cherry" or "Vanilla"]."

It was alleged to be adulterated in that it consisted in whole or in part of a filthy substance, and in that it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

On June 21, 1940, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

933. Adulteration of candy. U. S. v. 51 Cases of Candy (and 2 other seizures). Default decrees of condemnation and destruction. (F. D. C. Nos. 2186, 2187, 2188. Sample Nos. 15528-E, 15530-E, 15531-E.)

Samples of this product were found to contain rodent excreta, rodent hairs, and insect fragments.

On June 12, 1940, the United States attorney for the Northern District of Mississippi filed libels against 51 cases of candy at Corinth, Miss.; 50 cases at New Albany, Miss.; and 25 cases at Ripley, Miss., alleging that the article had been shipped in interstate commerce by the Oliver-Finnie Co. from Memphis, Tenn., within the period from on or about April 29 to on or about May 4, 1940; and charging that it was adulterated in that it consisted wholly or in part of a filthy substance unfit for food; and in that it had been prepared, packed, or held under insanitary conditions whereby it might have become contaminated with filth. It was labeled in part: "Silver Moon Candies."

On August 17, 1940, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

934. Adulteration of candy. U. S. v. 43 Cases of Candy. Default decree of condemnation and destruction. (F. D. C. No. 2301. Sample Nos. 5496-E, 5497-E.)

Samples taken from both of these lots of candy were found to contain rodent hairs, and those taken from one lot were also found to contain insect fragments.

On June 28, 1940, the United States attorney for the Western District of Kentucky filed a libel against 43 cases of candy at Louisville, Ky., alleging that the article had been shipped in interstate commerce within the period from on or about April 19 to on or about June 16, 1940, by the Paris Candy Co. from Paris, Tex.; and charging that it was adulterated. It was labeled in part: "Dixie-Twist Lemon Candy"; or "Wintergreen Candy."

The article was alleged to be adulterated in that it had been prepared under insanitary conditions whereby it might have become contaminated with filth; and in that it consisted in whole or in part of a filthy substance.

On October 15, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

935. Adulteration of candy. U. S. v. 52 Cartons and 76 Boxes of Candy. Default decrees of condemnation and destruction. (F. D. C. Nos. 2055, 2328. Sample Nos. 9540-E, 9889-E, 9890-E.)

Samples of this product were found to contain rodent and human hairs and insect fragments.

On June 1 and July 5, 1940, the United States attorneys for the Southern and the Western Districts of Texas filed libels against 52 cartons of candy at Houston, and 76 boxes at San Antonio, Tex., alleging that the article had been shipped in interstate commerce by the Pelican State Candy Co. from New Orleans, La., on or about March 21 and June 18, 1940; and charging that it

was adulterated. It was labeled in part: "Mint American Beauty Sticks"; or "Brazil Nut Fudge."

It was alleged to be adulterated in that it consisted in whole or in part of a filthy substance; and in that it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

On August 15 and October 14, 1940, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

936. Adulteration of candy. U. S. v. 69 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. No. 2416. Sample No. 20243-E.)

Samples of this product were found to contain rodent hairs and insect fragments.

On July 25, 1940, the United States attorney for the Northern District of Georgia filed a libel against 69 boxes of candy at Gainesville, Ga., alleging that the article had been shipped in interstate commerce on or about July 1, 1940, by Schoenith, Inc., from Charlotte, N. C.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance; and in that it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

On September 12, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

937. Adulteration of candy. U. S. v. 60 Cartons of Candy (and one other seizure action against candy). Default decrees of condemnation and destruction. (F. D. C. Nos. 1836, 2282. Sample Nos. 4676-E, 4677-E, 13858-E, 13858-E, 13861-E to 13864-E. incl.)

Samples taken from this product were found to contain rodent hairs, human hairs, cat hairs, and insect fragments.

On April 22 and July 1, 1940, the United States attorneys for the Northern District of Illinois and the District of Oregon filed libels against 68 cartons of candy at Chicago, Ill., and 762 cartons and 39 cases of candy at Portland, Oreg., alleging that the article had been shipped in interstate commerce within the period from on or about January 11 to on or about February 27, 1940, by the United Drug Co. from St. Louis, Mo.; and charging that it was adulterated. Portions were labeled variously: "Joan Manning Assorted Chocolates [or "Liggett's Original Assorted Chocolates" or "Stafford Arms Assorted Chocolates"] Gales Chocolate Company, Boston, Mass." The remaining lots were labeled variously: "Homemaid Chocolate Peppermint Patties [or "Assorted Chocolates Vincents" or "Fenway Chocolate Covered Cherries"] Horton of Boston, Inc. Boston, Mass."

The article was alleged to be adulterated in that it had been prepared under insanitary conditions whereby it might have become contaminated with filth; and in that it consisted in whole or in part of a filthy substance.

On August 8 and September 12, 1940, no claimants having appeared, judgments of condemnation were entered and the product was ordered destroyed.

938. Adulteration of jelly beans. U. S. v. 49 Boxes of Jelly Beans. Default decree of condemnation and destruction. (F. D. C. No. 2338. Sample No. 11057-E.)

Samples of this product were found to contain rodent hairs, splinters, and non-descript dirt.

On or about July 5, 1940, the United States attorney for the Southern District of Texas filed a libel against 49 boxes of jelly beans at Houston, Tex., alleging that the article had been shipped in interstate commerce on or about May 8, 1940, by the Two Star Confectionery Co. from New York, N. Y.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance; and in that it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

On August 3, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

939. Adulteration and misbranding of candy. U. S. v. 12 Boxes and 11 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. No. 2497. Sample No. 20078-E.)

Samples taken from this product were found to contain rodent hairs and insect fragments. A portion was unlabeled and was therefore misbranded because of failure to comply with the labeling requirements of the law.