CHOCOLATE, SUGAR, AND RELATED PRODUCTS

CHOCOLATE

13559. Adulteration of chocolate coating. U. S. v. 208 Bags * * *. (F. D. C. No. 25643. Sample No. 27466–K.)

LIBEL FILED: September 16, 1948, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 8, 1947, and February 2, 1948, from Florin, Pa., and Springfield, Ohio.

PRODUCT: 208 bags, each containing 20 10-pound bars, of chocolate coating at St. Louis, Mo.

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. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 11, 1948. The Carr Consolidated Biscuit Co., St. Louis, Mo., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency. The chocolate was cleaned by scraping the surfaces of the bars, after which a total of 36,380 pounds was released for sale and a total of 4,220 pounds was destroyed.

13560. Adulteration of chocolate coating. U. S. v. 8 Bales * * *. (F. D. C. No. 25445. Sample No. 45430–K.)

LIBEL FILED: September 2, 1948, Southern District of Iowa.

ALLEGED SHIPMENT: On or about November 3, 1947, from Brooklyn, N. Y.

PRODUCT: 8 bales, each containing 20 10-pound slabs, of chocolate coating at Burlington, Iowa.

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

DISPOSITION: November 16, 1948. Default decree of condemnation and destruction.

CANDY*

13561. Adulteration of candy. U. S. v. Meadors Manufacturing Co., Inc., Paskell D. Meadors, and Maurice M. Meadors. Pleas of nolo contendere. Corporation fined $500 and each individual defendant fined $250. Each defendant given additional fine of $5,000, which was suspended, and placed on probation for 5 years. (F. D. C. No. 24812. Sample Nos. 645–K to 648–K, incl., 731–K, 826–K.)

INFORMATION FILED: October 25, 1948, Western District of South Carolina, against Meadors Manufacturing Co., Inc., Greenville, S. C., Paskell D. Meadors, president, and Maurice M. Meadors, vice-president.

ALLEGED SHIPMENT: On or about December 2, 4, and 6, 1947, and January 2, 1948, from the State of South Carolina into the States of Florida and Georgia.

LABEL, IN PART: "Chocolate Fudge," "Carolina Fudge," "Big Apple," "Orange Slices," or "Peco Puffs."

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

DISPOSITION: October 25, 1948. Pleas of nolo contendere having been entered on behalf of the defendants, the corporation was fined $500 and the individual defendants were each fined $250 on count 1. Each defendant was also fined $1,000 on each of the other 5 counts, a total of $15,000, but these were suspended and the defendants were placed on probation for a period of 5 years.

*See also Nos. 13527, 13697.