

**28769. Adulteration of candy. U. S. v. 24 Boxes of Candy. Decree ordering condemnation and disposition as provided by law. (F. & D. No. 40986. Sample No. 50529-C.)**

This product was insect-infected.

On or about November 30, 1937, the United States attorney for the Southern District of Mississippi, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 24 boxes of candy at Biloxi, Miss., alleging that the article had been shipped in interstate commerce on or about September 30 and October 2, 1937, by McGraw Candy Co. from Mobile, Ala., and charging adulteration in violation of the Food and Drugs Act. The product was labeled in part: "Bay Brand Candies \* \* \* Manufactured by McGraw Candy Co. Mobile, Ala."

The article was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On March 2, 1938, no claimant having appeared, judgment of condemnation was entered and the property was ordered disposed of in the manner provided by law.

M. L. WILSON, *Acting Secretary of Agriculture.*

**28770. Adulteration of candy. U. S. v. 30 Boxes of Candy. Decree of condemnation. Product ordered disposed of as provided by law. (F. & D. No. 41015. Sample No. 50533-C.)**

This product was insect-infested and dirty.

On December 7, 1937, the United States attorney for the Southern District of Mississippi, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 30 boxes of candy at Biloxi, Miss., alleging that the article had been shipped in interstate commerce on or about July 29, 1937, by the Bennett-Hubbard Candy Co. from Chattanooga, Tenn., and charging adulteration in violation of the Food and Drugs Act. The article was labeled: "Panned Delights Manufactured by Bennett-Hubbard Candy Co., Chattanooga, Tenn."

The article was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On March 2, 1938, no claimant having appeared, judgment of condemnation was entered and the property was ordered disposed of in the manner provided by law.

M. L. WILSON, *Acting Secretary of Agriculture.*

**28771. Adulteration of canned cherries. U. S. v. 136 Cases of Canned Cherries. Default decree of condemnation and destruction. (F. & D. No. 41627. Sample Nos. 51875-C, 7473-D, 7475-D.)**

Samples of this product were found to contain worms.

On February 4, 1938, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 136 cases of canned cherries at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about December 14, 1937, from Hillsboro, Oreg., by Ray-Maling Co., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Premier Royal Anne Cherries \* \* \* Francis H. Leggett & Co., Distributors, New York."

It was alleged to be adulterated in that it consisted in whole or in part of a filthy vegetable substance.

On March 5, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

**28772. Adulteration of whitefish. U. S. v. 3 Crates of Whitefish. Default decree of condemnation and destruction. (F. & D. No. 41465. Sample No. 252-D.)**

This product was infested with parasitic worms.

On January 18, 1938, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of three crates of whitefish at Los Angeles, Calif., alleging that the article had been shipped in foreign commerce on or about January 8, 1938, by Selkirk Fish Co., from Winnipeg, Manitoba, Canada, and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy animal substance.