

which 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. It was labeled in part: "Peco Bar," "Cream Bar," or "Stick Candy."

On September 15, 1942, the defendant having entered a plea of nolo contendere, the court placed the defendant on probation for a period of 1 year.

4071. Adulteration of candy. U. S. v. Barney S. Fogle (Fogle Candy Co.). Plea of nolo contendere. Fine \$50. (F. D. C. No. 7302. Sample Nos. 70511-E, 70652-E and 70659-E.)

On July 28, 1942, the United States attorney for the Western District of North Carolina filed an information against Barney S. Fogle, trading as Fogle Candy Co., at Charlotte, N. C., alleging shipment within the period from on or about January 26, 1942, to on or about February 14, 1942, from the State of North Carolina into the States of Georgia and South Carolina of a quantity of candy that was adulterated. Portions of the article were labeled in part: "Nut Roll," "Fogle Special," "Cab," "Cocoanut Roll," "Fogle Cocoanut," "Stick," "Rainbow," or "Cream Bar."

The article 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 October 5, 1942, defendant having entered a plea of nolo contendere, the court imposed a fine of \$50.

4072. Adulteration of candy. U. S. v. Head Candies, Inc., and Roy C. Head. Plea of nolo contendere. Fine, \$200. (F. D. C. No. 7201. Sample Nos. 37055-E, 37525-E, 48037-E, 48049-E, 48761-E, 70039-E, 70153-E, 70154-E.)

On August 5, 1942, the United States attorney for the Northern District of Georgia filed an information against Head Candies, Inc., Atlanta, Ga., and Roy C. Head, alleging shipment within the period from on or about May 28 to on or about November 2, 1941, from the State of Georgia into the States of Florida, North Carolina, and South Carolina of quantities of candy that 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. Portions of the article were labeled in part: "Cream Nut Fudge Van.," "Peanut Brittle," "Tropical Fruit-Loaf Toasted," "Cream Nut Fudge Choc.," or "Pecan Divinity."

On September 25, 1942, a plea of nolo contendere having been entered on behalf of the defendants, the court imposed a joint fine of \$200.

4073. Adulteration of candy. U. S. v. F. M. Paist Co., Frederic M. Paist, and J. Brooke Paist. Pleas of nolo contendere. Fine, \$250, against the corporation, and \$125 against each individual defendant. (F. D. C. No. 5582. Sample Nos. 40907-E, 51393-E, 51396-E, 56556-E, 56558-E, 59227-E, 59524-E, 69540-E.)

On June 3, 1942, the United States attorney for the Eastern District of Pennsylvania filed an information against F. M. Paist Co., a corporation, Philadelphia, Pa., Frederic M. Paist, and J. Brooke Paist, alleging shipment within the period from on or about April 11 to on or about July 22, 1941, from the State of Pennsylvania into the States of New York, Maryland, Massachusetts and Delaware of quantities of candy that 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. Portions of the article were labeled in part: "Mell-O-Pop," "1¢ Delicious Wrapped Confection Assortment," "1¢ Each Pinwheels," "2 for 1¢ Pals," or "Bright Stars."

On October 10, 1942, pleas of nolo contendere having been entered on behalf of the defendants, the court imposed a fine of \$250 against the corporation and \$125 against each of the individual defendants.

4074. Adulteration of candy. U. S. v. Francis C. Schingen (Schingen Candies). Plea of nolo contendere; judgment of guilty. Fine, \$1,000. (F. D. C. No. 7267. Sample Nos. 54196-E, 87138-E, 90431-E, 90671-E.)

On August 11, 1942, the United States attorney for the Eastern District of Pennsylvania filed an information against Francis C. Schingen, trading as Schingen Candies at Philadelphia, Pa., alleging shipment within the period from on or about January 16, 1942, to on or about February 16, 1942, from the State of Pennsylvania into the States of New Jersey, Rhode Island, Massachusetts, and the District of Columbia of quantities of candy that was adulterated in that it