

ALLEGED SHIPMENT: On or about September 1 and 22, 1943, by Westfeldt Bros. and Mississippi Shipping Line, New Orleans, La.

PRODUCT: 1,201 cases, each containing 50 6¼-ounce bars, and 919 cases, each containing 108 6¼-ounce bars, of candy at Seattle, Wash.

LABEL, IN PART: "Rubine Brand Cocoa Confection * * * United States Distributors: Cuban American Products Co. Inc. New York."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs and insect fragments.

DISPOSITION: March 19, 1945. Safeway Stores, Inc., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond to be processed into animal feed or otherwise destroyed under the supervision of the Federal Security Agency.

7993. Adulteration of candy. U. S. v. 12 Boxes and 37 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. Nos. 13930, 13931. Sample Nos. 73281-F, 73282-F.)

LIBEL FILED: October 7, 1944, Northern District of California.

ALLEGED SHIPMENT: On or about January 31 and February 21, 1944, by Charlotte Charles, from Chicago, Ill.

PRODUCT: 49 1½-pound boxes of candy at San Francisco, Calif.

LABEL, IN PART: "Empress Eugenie's Favorite Sherry Pralines The Original French."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, webbing, and insect excreta.

DISPOSITION: March 3, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7994. Adulteration of candy. U. S. v. 346 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. No. 13826. Sample No. 65778-F.)

LIBEL FILED: September 26, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about July 24, 1944, by P. L. Langlois, New Orleans, La.

PRODUCT: 346 boxes, each containing 24 bars, of candy at New York, N. Y.

LABEL, IN PART: (Boxes) "5¢ Orchard Bars Mercury Candy Co. New York."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of weevils, insect excreta, and webbing.

DISPOSITION: October 23, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

MISCELLANEOUS SACCHARINE PRODUCTS

7995. Adulteration of chocolate coating. U. S. v. 297 Cases of Chocolate. Tried to the court. Judgment for the Government. Decree of condemnation and destruction. (F. D. C. No. 14174. Sample No. 89734-F.)

LIBEL FILED: On or about November 2, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: Between the approximate dates of December 9, 1943, and March 24, 1944, from Mansfield, Mass.

PRODUCT: 297 cases, each containing 5 10-pound bars, of chocolate coating, at St. Louis, Mo., in the possession of the St. Louis Terminal Warehouse No. 3. This product had been stored under insanitary conditions after shipment. It had been rodent-gnawed, and rodent pellets were observed in the cases. Examination showed that the product contained larvae, and insect and rodent excreta.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 25, 1945. The Tauber Candy Co., St. Louis, Mo., having appeared as claimant, the case was tried to the court. After hearing the evidence, the court found the product adulterated as alleged in the libel and ordered it condemned and destroyed.