

LABEL, IN PART: "Net Wt. 10 Oz. Davis Hybrid Pop Corn."

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 rodent hair fragments, insects, and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: November 3, 1950. Judgment of condemnation and destruction.

16613. Adulteration of rice. U. S. v. 11 Bags * * *. (F. D. C. No. 29574. Sample No. 60598-K.)

LABEL FILED: September 15, 1950, Northern District of Illinois.

ALLEGED SHIPMENT: On or about December 6, 1949, from Houston, Tex.

PRODUCT: 11 bags of rice at Chicago, Ill.

LABEL, IN PART: "100 Lbs. Net Rice Extra Fancy Texas Patna."

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: November 8, 1950. Default decree of condemnation and destruction.

16614. Adulteration of wheat. U. S. v. 1,600 Bushels * * *. (F. D. C. No. 29576. Sample No. 21598-K.)

LABEL FILED: September 7, 1950, District of Kansas.

ALLEGED SHIPMENT: On or about August 25, 1950, by the Huyck Grain Co., from Verona, Nebr.

PRODUCT: 1,600 bushels of wheat at Kansas City, Kans.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article was unfit for food by reason of the presence of musty wheat.

DISPOSITION: September 12, 1950. The Huyck Grain Co. having appeared as claimant, judgment was entered providing for delivery of the product to the claimant under bond, to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The unfit portion of the product subsequently was segregated from the fit portion. A total of 63,400 pounds of wheat was found musty and was mixed with other grain for use as animal feed.

CONFECTIONERY

CANDY

16615. Adulteration of candy. U. S. v. Frederick & Nelson. Plea of nolo contendere. Fine of \$3,500, plus costs. (F. D. C. No. 29172. Sample Nos. 32147-K, 32152-K, 34401-K to 34405-K, incl., 34407-K, 50082-K, 50084-K.)

INFORMATION FILED: June 5, 1950, Western District of Washington, against Frederick & Nelson, a corporation, Seattle, Wash.

ALLEGED SHIPMENT: On or about November 2 and 16 and December 1, 1949, from the State of Washington into the Territory of Alaska and the State of California.

LABEL, IN PART: (Portions) "Frango Mints," "Mokas Coffee Frango," "Jamacas Rum Frango," "P. R. Mints," and "Miniature Mints."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of insects, insect fragments, and rodent hairs; and, Section 402 (a) (4), the articles had been prepared, packed, or held under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: September 22, 1950. A plea of nolo contendere having been entered on behalf of the corporation, the court imposed a fine of \$3,500, plus costs.

16616. Adulteration of candy. U. S. v. Wiggins Candy & Restaurant Co. Plea of guilty. Fine, \$1,000. (F. D. C. No. 29594. Sample No. 2169-K.)

INFORMATION FILED: July 7, 1950, Eastern District of Pennsylvania, against Wiggins Candy & Restaurant Co., a corporation, Lancaster, Pa.

ALLEGED SHIPMENT: On or about March 6, 1950, from the State of Pennsylvania into the District of Columbia.

LABEL, IN PART: "Wiggins Easter Nests."

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

DISPOSITION: September 28, 1950. A plea of guilty having been entered, the court imposed a fine of \$1,000.

16617. Adulteration of candy. U. S. v. 192 Packages * * *. (F. D. C. No. 29567. Sample Nos. 34705-K, 34706-K.)

LIBEL FILED: September 1, 1950, Southern District of California.

ALLEGED SHIPMENT: On or about October 11 and November 21, 1947, from Salt Lake City, Utah.

PRODUCT: 192 9-ounce packages of chocolate mints and 192 14-ounce packages of chocolate orange sticks at Fresno, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of insects and insect excreta. The articles were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 25, 1950. Default decree of condemnation and destruction.

16618. Misbranding of hard candy. U. S. v. 10 Cases * * *. (F. D. C. No. 29571. Sample No. 32729-K.)

LIBEL FILED: September 5, 1950, Southern District of California.

ALLEGED SHIPMENT: On or about June 24, 1946, by the Jane Shaw Candy Co., from New York, N. Y.

PRODUCT: 10 cases, each containing 24 11-ounce jars, of hard candy at Bakersfield, Calif.

LABEL, IN PART: "11 Oz. Net Jane Shaw Hard Candy."

NATURE OF CHARGE: Misbranding, Section 403 (a), the product contained artificial coloring and failed to bear labeling stating that fact.

DISPOSITION: November 6, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution since it contained nothing deleterious and was fit for human consumption.