

by using for every  $\frac{1}{2}$  pound of coffee replaced 1 ounce of Coffee Concentrate. For example, where you used 5 pounds of Coffee, now use  $2\frac{1}{2}$  pounds of Coffee and 5 ounces of Coffee Concentrate. With Silex—Use  $\frac{1}{2}$  pack of Coffee and  $\frac{1}{4}$  ounce of Coffee Concentrate," were false and misleading; and, Section 403 (b), the article was offered for sale under the name of another food.

**DISPOSITION:** December 28, 1943. Henry Heiman appeared as claimant and admitted the allegation of the libel. 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 Food and Drug Administration.

**5802. Adulteration of cider. U. S. v. 380 Cases of Cider. Default decree of condemnation and destruction.** (F. D. C. No. 11161. Sample Nos. 20837-F, 51470-F.)

**LIBEL FILED:** November 23, 1943, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about October 27, 1943, by the Rowse Co., Hamlin, N. Y.

**PRODUCT:** 380 cases, each containing 4 1-gallon jugs, of cider at Somerville, Mass.

**LABEL, IN PART:** (Jugs) "Minute Man Sweet Cider."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the use, in the manufacture of the product, of rotten and wormy apples, and it consisted in whole or in part of a decomposed substance by reason of the presence of decomposed apple juice; Section 402 (a) (4), it had been prepared under insanitary conditions whereby it might have become contaminated with filth.

**DISPOSITION:** January 31, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**5803. Misbranding of imitation grape base. U. S. v. 31 Cases of Imitation Grape Base. Decree of condemnation. Product ordered released under bond to be brought into compliance with the law.** (F. D. C. No. 10527. Sample Nos. 28988-F, 35703-F.)

**LIBEL FILED:** September 2, 1943, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about July 3, 1943, by Holler's Concentrated Beverages, Miami, Fla.

**PRODUCT:** 31 cases, each containing 12 bottles, of imitation grape base at Atlanta, Ga.

**LABEL, IN PART:** (Bottle) "Sexton's Contents 1 Pint Imitation Grape Base \* \* \* packed for John Sexton & Co. Distributors Chicago-Brooklyn."

**VIOLATIONS CHARGED:** Misbranding, Section 403 (a), in that the statement "Contents 1 Pint" was false and misleading as applied to an article that was short volume; and, Section 403 (e) (2), in that the article was in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

**DISPOSITION:** November 22, 1943. A. M. Lerner, J. Carter Hollis, Thelma Hollis, and Jacob Lerner, doing business as Holler's Concentrated Beverages, claimants, having admitted the allegations of the libel, 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 Food and Drug Administration.

**5804. Adulteration of canned grapefruit juice. U. S. v. 199 Cases and 295 Cases of Canned Grapefruit Juice. Default decree of condemnation and destruction.** (F. D. C. No. 9780. Sample No. 20612-F.)

**LIBEL FILED:** April 9, 1943, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about February 22, 1943, by the Christensen Products Corporation, Weslaco, Tex.

**PRODUCT:** 199 cases, each containing 24 No. 2 cans, and 295 cases, each containing 12 No. 3 cans, of grapefruit juice at Boston, Mass.

**LABEL, IN PART:** "Tropic Gold Brand Unsweetened Grapefruit Juice."

**VIOLATIONS CHARGED:** 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 scavenger flies and scavenger fly larvae, eggs and fragments, and