

DISPOSITION: November 24, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7187. Adulteration of imitation lemon flavor. U. S. v. 24 Cases and 16 Cases of Imitation Lemon Flavor. Default decree of condemnation and destruction. (F. D. C. No. 13078. Sample No. 68504-F.)

LIBEL FILED: August 2, 1944, Southern District of Ohio.

ALLEGED SHIPMENT: On or about May 2, 1944, by Purex Products, Inc., Baltimore, Md.

PRODUCT: 24 cases, each containing 24 8-ounce bottles, and 16 cases, each containing 48 3-ounce bottles, of imitation lemon flavor, at Columbus, Ohio.

LABEL, IN PART: "Ken-Dawn Imitation Lemon Flavor * * * Distributed by C. D. Kenny Division Sprague Warner-Kenny Corporation, Baltimore, Maryland".

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), a solution containing a trace of citral, having little or no value as a flavoring, had been substituted in whole or in part for "Imitation Lemon Flavor"; Section 402 (b) (3), inferiority had been concealed by mixing with water and color; and, Section 402 (b) (4), water had been added thereto so as to reduce its strength, and color had been added thereto so as to make it appear better or of greater value than it was.

DISPOSITION: September 14, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7188. Adulteration of imitation lemon flavor. U. S. v. 37 Cases and 15 Cases of Imitation Lemon Flavor. Default decree of condemnation and destruction. (F. D. C. No. 12097. Sample Nos. 60224-F, 60225-F.)

LIBEL FILED: March 28, 1944, Northern District of California.

ALLEGED SHIPMENT: On or about July 13, 1943, by Whitehall Food Manufacturing Corp., from Jersey City, N. J.

PRODUCT: 37 cases, each containing 24 8-ounce bottles, and 15 cases, each containing 36 3-ounce bottles, of imitation lemon flavor at San Francisco, Calif.

LABEL, IN PART: (Bottles) "Maison Royal Imitation Lemon Flavor."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), a solution containing a trace of citral, having little or no value as a flavoring, had been substituted in whole or in part for imitation lemon flavor; Section 402 (b) (3), inferiority had been concealed by mixing with water and color; and, Section 402 (b) (4), water had been added to the article so as to reduce its strength, and color had been added thereto so as to make it appear better or of greater value than it was.

DISPOSITION: August 3, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7189. Misbranding of vanilla extract. U. S. v. 10 Cases of Vanilla Extract. Decree of condemnation. Product ordered released under bond to be repackaged. (F. D. C. No. 12668. Sample No. 52629-F.)

LIBEL FILED: June 12, 1944, District of Massachusetts.

ALLEGED SHIPMENT: On or about May 9, 1944, by Certified Extracts, Inc., from New York, N. Y.

PRODUCT: 10 cases, each containing 1 gross cartons of 1½-ounce bottles, of vanilla extract at Cambridge, Mass.

LABEL, IN PART: (Carton) "Sunny Rose Pure Extract * * * This extract is * * * guaranteed to comply with all state and national pure food laws"; (bottle) "Sunny Rose Pure Extract Vanilla Distributed By Commonwealth Grocery Company Boston, Mass."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statement, "This extract * * * is guaranteed to comply with all state and national pure food laws," was false and misleading since the product did not comply with the Federal Food, Drug, and Cosmetic Act; and, Section 403 (d), its container was so made as to be misleading since the carton was too large for the bottle.

DISPOSITION: June 26, 1944. Certified Extracts, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be repacked under the supervision of the Food and Drug Administration.