

PRODUCT: 60 100-pound bags of green coffee at Detroit, Mich.

LABEL, IN PART: "Bamboli * * * Product of Belgian Congo."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of insect infestation.

DISPOSITION: September 14, 1946. J. Aron & Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for salvage under the supervision of the Federal Security Agency. The good portion was to be sold for human consumption, and the unfit portion was to be sold for nonfood purposes.

9803. Adulteration of beverage concentrate. U. S. v. 1 Keg of Beverage Concentrate. Default decree of condemnation and destruction. (F. D. C. No. 19781. Sample No. 38649-H.)

LABEL FILED: April 25, 1946, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about October 4, 1945, by the King Kola Manufacturing Co., from Granite City, Ill.

PRODUCT: 1 10-gallon keg of beverage concentrate at Cudahy, Wis.

LABEL, IN PART: "A concentrate containing water, pure cane sugar, extract of Kola Nuts."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing saccharin had been substituted in whole or in part for a beverage concentrate containing cane sugar; and, Section 402 (b) (4), saccharin had been mixed and packed with the article so as to reduce its quality and strength and make it appear better and of greater value than it was.

DISPOSITION: June 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9804. Adulteration and misbranding of beverage sirups. U. S. v. 190 Bottles of Fruit-Flavored Beverage Syrups. Default decree of condemnation and destruction. (F. D. C. No. 20563. Sample Nos. 56709-H to 56713-H.)

LABEL FILED: July 29, 1946, District of Massachusetts.

ALLEGED SHIPMENT: On or about March 2, 1945, by the Reco Sales Co., from New York, N. Y.

PRODUCT: 69 pint bottles of imitation orange sirup, 15 pint bottles of lemon and lime sirup, 44 pint bottles of raspberry sirup, 6 pint bottles of strawberry sirup, and 56 pint bottles of punch sirup. The imitation orange, lemon and lime, and raspberry sirups were fermented. The raspberry, strawberry, and punch sirups were composed of sugar and water, artificially flavored and colored to simulate fruit sirups.

LABEL, IN PART: "Reco imit. Orange Syrup," "Reco Lemon and Lime [or "Raspberry," "Strawberry," or "Punch"] Syrup." The labels of the raspberry, strawberry, and punch sirups contained the statements, "Contains: Pure cane sugar syrup, flavoring extract, fruit acid and food color. Preserved with 1/10 of 1% benzoate of soda."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the orange, lemon and lime, and raspberry sirups consisted in whole or in part of decomposed substances; and, Section 402 (b) (4), artificial flavoring and coloring had been added to and mixed and packed with the raspberry, strawberry, and punch sirups so as to make them appear better and of greater value than they were.

Misbranding (raspberry, strawberry, and punch sirups), Section 403 (a), the label designations, "Raspberry Syrup," "Strawberry Syrup," and "Punch Syrup," respectively, were false and misleading; Section 403 (c), the sirups were imitations of other foods, and their labels failed to bear, in type of uniform size and prominence, the word "imitation," and, immediately thereafter, the name of the food imitated; and, Section 403 (k), they contained artificial flavoring and coloring, and failed to bear labeling stating that fact.

DISPOSITION: August 27, 1946. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

9805. Adulteration of grape concentrate. U. S. v. 4 Gallons of Grape Concentrate. Default decree of condemnation and destruction. (F. D. C. No. 19954. Sample No. 53119-H.)

LABEL FILED: May 28, 1946, Eastern District of Kentucky.

ALLEGED SHIPMENT: On or about April 19, 1946, by the Frigie Corporation of America, from Chicago, Ill.

PRODUCT: 4 1-gallon jugs of grape concentrate at Newport, Ky.

LABEL, IN PART: "Frolipop Concentrate Imitation Grape."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the product contained an added poisonous and deleterious substance, monochloroacetic acid, which is unsafe within the meaning of the law, since it is a substance not required in the production of the food, and it could have been avoided by good manufacturing practice.

DISPOSITION: June 20, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9806. Adulteration of malt sirup. U. S. v. 68 Drums and 35 Drums of Malt Syrup. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 20584. Sample Nos. 48898-H, 48955-H.)

LIBEL FILED: August 7, 1946, District of Connecticut.

ALLEGED SHIPMENT: On or about July 22 and 25, 1946, by Sandner and Co., from Birmingham, Ala.

PRODUCT: 68 55-gallon drums of malt sirup and 35 drums, each containing approximately 650 pounds, of the same product at Hartford, Conn. Analysis showed that the product was fermenting.

LABEL, IN PART: (68 drums) "Mor-Sweet Syrup Maltose Type New Haven Syrup Company New Haven, Conn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3) the product consisted in whole or in part of a decomposed substance.

DISPOSITION: August 26, 1946. The New Haven Syrup Company, Inc., claimant for the 68 drums, and the Largay Brewing Company, Inc., claimant for the remainder, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be denatured for industrial use, under the supervision of the Food and Drug Administration.

9807. Misbranding of High C Preservatives. U. S. v. 5 Jugs and 8 Bottles of High C Preservatives. Default decrees of condemnation and destruction. (F. D. C. Nos. 19667, 19918. Sample Nos. 9148-H, 53004-H.)

LIBELS FILED: April 11 and May 15, 1946, District of New Jersey and Northern District of Ohio.

ALLEGED SHIPMENT: On or about August 6 and September 5, 1945, by the Sen Sen Extract Co., Inc., from Brooklyn, N. Y.

PRODUCT: 5 1-gallon jugs at Bayonne, N. J., and 8 1-gallon bottles at Cleveland, Ohio, of High C Preservatives. Examination showed that the product was an aqueous solution containing about 13 grams of monochloroacetic acid per 100 cc.

NATURE OF CHARGE: Misbranding, Section 403 (a), the labeling of the article was misleading since it failed to reveal the material fact that the product contained about 13 grams of monochloroacetic acid per 100 cc., a poisonous and deleterious substance which rendered the article unwholesome and unsuitable for use as a component of beverages used by man; Section 403 (e) (1), it failed to bear the name and place of business of the manufacturer, packer, or distributor; and, Section 403 (i) (2), it failed to bear the common or usual name of each ingredient.

DISPOSITION: May 20 and June 13, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

9808. Adulteration of bakery products. U. S. v. Zeno Bakery Corporation. Plea of guilty. Fine, \$200. (F. D. C. No. 20146. Sample Nos. 12369-H, 12373-H, 12375-H to 12378-H, incl.)

INFORMATION FILED: June 22, 1946, District of Vermont, against the Zeno Bakery Corporation, Bellows Falls, Vt.

ALLEGED SHIPMENT: On or about November 16, 1945, from the State of Vermont into the State of New Hampshire.

LABEL, IN PART: "Zeno's * * * Pies [or "Fig Cookies," "Jelly Roll," "Dinner Rolls," "Whole Wheat Bread," or "Enriched Bread"]."