

PRODUCT: 2 cases, each containing 2 1-gallon jugs, of sirup at Portland, Maine.
LABEL, IN PART: "Malone's Maple Queen Brand Pancake Syrup."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement "Maple Queen Syrup" was false and misleading, since the sirup derived most of its flavor from artificial flavor. (Analysis showed that the product was a sirup with a marked artificial taste and caramel-like odor.)

DISPOSITION: May 19, 1948. Default decree of condemnation and destruction.

13070. Adulteration of molasses. U. S. v. 52 Barrels * * *. (F. D. C. No. 24320. Sample No. 432-K.)

LIBEL FILED: January 27, 1948, Western District of North Carolina.

ALLEGED SHIPMENT: On or about December 18, 1946, by the X-L Sugar Products Co., from Brooklyn, N. Y.

PRODUCT: 52 barrels, each containing 55 gallons, of molasses at Charlotte, N. C.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its strong odor and taste similar to that of paint.

DISPOSITION: May 11, 1948. The Charlotte Chemical Laboratories, Inc., Charlotte, N. C., having appeared as claimant, the case came on for trial before the court. Evidence was presented, and at the conclusion thereof the court made its findings of fact and conclusions of law sustaining the allegations of the libel. Thereupon, judgment of condemnation and destruction was entered.

13071. Misbranding of honey. U. S. v. 61 Cases, etc. (F. D. C. No. 23413. Sample Nos. 89120-H, 89121-H.)

LIBEL FILED: August 15, 1947, District of New Mexico.

ALLEGED SHIPMENT: On or about May 10, 1947, by the Bart Mann Co., from San Angelo, Tex.

PRODUCT: 123 cases, each containing 24 jars, of honey at Albuquerque, N. Mex.

LABEL, IN PART: "Marshall Brand Pure Honey Contents 8 Oz. Avoir. [or "1 Pound"]."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. The label statements "Contents 8 Oz. Avoir." and "Contents 1 Pound" were inaccurate, since the jars contained less than the declared weights.

DISPOSITION: September 2, 1947. Bart W. Mann, claimant, having admitted the material allegations in the libel, judgment of condemnation was entered and the product was ordered released under bond to be repacked and properly labeled in full compliance with the law, under the supervision of the Federal Security Agency.

DAIRY PRODUCTS

BUTTER

The following cases report actions involving butter that consisted in whole or in part of filthy or decomposed substances, Nos. 13072 to 13076; that was below the legal standard for milk fat content, Nos. 13076 to 13086; that was short of the declared weight, No. 13085; and that was unlabeled as to weight of product, No. 13086.

13072. Adulteration of butter. U. S. v. Hubert L. Boecker (The Boecker Creamery). Plea of guilty. Fine, \$100. (F. D. C. No. 24507. Sample No. 79703-H.)

INFORMATION FILED: March 2, 1948, District of South Dakota, against Hubert L. Boecker, trading as the Boecker Creamery, Canova, S. Dak.

ALLEGED SHIPMENT: On or about August 15, 1947, from the State of South Dakota into the State of Illinois.

LABEL, IN PART: "Butter The Marketing Association of America * * * Distributors Chicago Illinois."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insects, insect fragments, rodent hairs, cow hairs, manure, and nondescript dirt.

DISPOSITION: March 25, 1948. A plea of guilty having been entered, the defendant was fined \$100.