

**24927. Sage.** (F.D.C. No. 41671. S. Nos. 39-231 P, 39-558 P.)

**QUANTITY:** 166 50-lb. bags at San Francisco, Calif., in possession of South End Warehouse Co. (Terminal Warehouse).

**SHIPPED:** 11-14-56, from outside the United States.

**LIBELED:** 4-18-58, N. Dist. Calif.

**CHARGE:** 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.

**DISPOSITION:** 7-10-58. Consent—claimed by Kellys America, Ltd., New York, N.Y. Segregated; 39 bags destroyed.

**24928. Sesame seed.** (F.D.C. No. 41545. S. No. 30-630 P.)

**QUANTITY:** 75 100-lb. bags at New York, N.Y., in possession of Levy & Levis Co., Inc.

**SHIPPED:** November 1957, from Paris, Tex.

**LIBELED:** 5-12-58, S. Dist. N.Y.

**CHARGE:** 402(a)(3)—contained rodent urine and rodent pellets; and 402(a)(4)—held under insanitary conditions.

**DISPOSITION:** 6-16-58. Consent—claimed by Levy & Levis Co., Inc. Segregated; 35 bags converted into bird feed.

**24929. Dillweed.** (F.D.C. No. 41871. S. No. 21-431 P.)

**QUANTITY:** 4 barrels at Omaha, Nebr.

**SHIPPED:** 4-2-58 and 5-6-58, from Wattenberg, Colo., by Haarmann Pickle Co.

**LIBELED:** 6-23-58, Dist. Nebr.

**CHARGE:** 402(a)(3)—contained insects and insect parts; and 402(a)(4)—prepared under insanitary conditions.

**DISPOSITION:** 6-30-58. Consent—destruction.

**24930. Hotdog relish.** (F.D.C. No. 41602. S. No. 27-851 P.)

**QUANTITY:** 15 cases, 12 jars each, at New Orleans, La.

**SHIPPED:** 1-22-58, from Montgomery, Ala., by W & W Pickle Co.

**LABEL IN PART:** (Jar) "Whitfield Hot Dog Relish \* \* \* 12 Fl. Oz. Packed By Alaga Syrup Company, Montgomery, Alabama, Dallas, Texas."

**LIBELED:** 2-27-58, E. Dist. La.

**CHARGE:** 402(a)(2)—when shipped, contained glass, an added deleterious substance, which is unsafe within the meaning of 406.

**DISPOSITION:** 4-10-58. Default—destruction.

**24931. Salad dressing.** (F.D.C. No. 41838. S. No. 25-470 P.)

**QUANTITY:** 14 4-gal. drums at Minneapolis, Minn.

**SHIPPED:** 4-3-58, from Chicago, Ill., by Old Monk Co.

**LABEL IN PART:** (Drum) "Old Monk Special Packers Formula Salad Dressing."

**LIBELED:** 7-9-58, Dist. Minn.

**CHARGE:** 403(g)(1)—when shipped, the article failed to conform to the definition and standard of identity for salad dressing since the article contained less than 30 percent by weight of vegetable oil.

**DISPOSITION:** 8-21-58. Default—given to a charitable institution, for food purposes.

**24932. Spaghetti sauce.** (F.D.C. No. 41655. S. No. 21-107 P.)

**QUANTITY:** 55 cases, 12 18-oz. btls. each, at Kansas City, Kans.

**SHIPPED:** Between 2-26-58 and 3-14-58, from Kansas City, Mo., by Phipps Products Co.

**LABEL IN PART:** (Btl.) "Old Southern's One Minute Spaghetti Sauce \* \* \*

Ingredients: Tomato Products, Sugar, Salt, Bouillon, Onion, Garlic, Spices, Oil."

**RESULTS OF INVESTIGATION:** Examination and investigation showed that the article contained undeclared water, vinegar, and sodium benzoate; that tomato paste and corn oil were not declared by their common or usual names; and that sodium benzoate was not declared as a preservative.

**LIBELED:** 4-14-58, Dist. Kans.

**CHARGE:** 403(i)(2)—when shipped, the article was fabricated from two or more ingredients, and the label failed to bear the common or usual name of each such ingredient; and 403(k)—the article contained a preservative, sodium benzoate, and it failed to bear a label stating that fact.

**DISPOSITION:** 4-29-58. Default—delivered to a charitable organization.

**24933. Apple cider vinegar.** (F.D.C. No. 41751. S. No. 3-942 P.)

**INFORMATION FILED:** 7-7-58, Dist. Md., against Samuel C. Woodland, t/a Inter-State Cider & Vinegar Co., Baltimore, Md., and Carl Woodland, manager.

**SHIPPED:** 12-17-57, from Maryland to Virginia.

**LABEL IN PART:** (Jug) "Log Cabin Trade Mark Pasteurized & Pure Apple Cider Vinegar Full strength—aged in wood in its original natural flavor Contents 1 Fl. Gallon Manufactured & Guaranteed By Inter-State Cider and Vinegar Co. Home Office, Baltimore, Md."

**CHARGE:** 402(b)(1)—when shipped, a valuable constituent of the article, apple cider vinegar, had been in part omitted from the article; 402(b)(4)—artificial color had been added to the article and mixed and packed with it so as to make it appear better or of greater value than it was; 403(a)—the label statement "Pure Apple Cider Vinegar" was false and misleading as applied to the article, which consisted of a mixture of artificially colored apple cider vinegar and distilled vinegar or acetic acid; and 403(k)—the article contained artificial coloring, caramel color, and failed to bear labeling stating that fact.

**PLEA:** Guilty.

**DISPOSITION:** 9-12-58. Each defendant fined \$500, plus one-half the costs.

## VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

**24934. Vitamin capsules.** (F.D.C. No. 41856. S. Nos. 7-628/31 P.)

**QUANTITY:** 969 100-capsule btls. and 263 250-capsule btls. at West Roxbury, Mass.

**SHIPPED:** Prior to Jan. 1958, from St. Louis, Mo.

**LIBELED:** 6-5-58, Dist. Mass.