

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.