

CHARGE: 403(a)—when shipped, the label statement "Giant \* \* \* Size 10 Oz." was false and misleading as applied to a product containing an average of only 9.78 ounces; and 403(e) (2)—the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 4-16-62, amended decree 4-20-62. Default—delivered to charitable institutions.

**28205. Carling's beer.** (F.D.C. No. 47913. S. No. 7-980 T.)

QUANTITY: 296 cases, each containing 24 cans, at Providence, R.I.

SHIPPED: 7-11-62, from Natick, Mass., by Carling Brewing Co.

LABEL IN PART: (Can) "Carling Black Label Beer \* \* \* Brewed and Filled by Carling Brewing Company, Natick, Mass. \* \* \* Contents 12 Fl. Ozs."

RESULTS OF INVESTIGATION: Examination showed that the article was short in volume.

LIBELED: 7-31-62. Dist. R.I.

CHARGE: 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 8-15-62. Default—delivered to charitable institutions.

**28206. Frozen orange juice concentrate.** (F.D.C. No. 46585. S. Nos. 42-260 T, 42-441/2 T.)

QUANTITY: 3,516 cases, 48 6-oz. cans each, at Philadelphia, Pa.

SHIPPED: Between 7-26-61 and 9-11-61, from Jacksonville and Tampa, Fla., by Food Fair Stores, Inc.

LABEL IN PART: (Can) "FF \* \* \* Pure Concentrated Orange Juice Net Contents 6 Fl. Ozs. No Sugar Added \* \* \* This can makes 6 servings; equal to the juice of one dozen average-size oranges Quick Frozen Distributed by F.F. Products, Inc., Phila. 34, Pa."

LIBELED: 10-26-61, E. Dist. Pa.

CHARGE: 403(a)—when shipped, the label statement "This can makes 6 servings; equal to the juice of one dozen average-size oranges," was false and misleading.

DISPOSITION: 6-27-62. Consent—claimed by Food Fair Stores, Inc., and released under bond for relabeling.

**28207. Tea.** (F.D.C. No. 47521. S. Nos. 11-230/2 T.)

QUANTITY: 8 cases, 44 boxes each, and 4 cases, 28 boxes each, at Rochester, N.Y.

SHIPPED: Between 3-28-62 and 4-18-62, from Cleveland, Ohio, by Cook Coffee Co.

LABEL IN PART: (Box) "Net Weight One-Half Pound Crown Special Blend For Iced Tea"; and (box) "Net Weight One-Half Pound [or "One Pound"] Cook's Exquisite Tea"; (all boxes labeled in addition) "Packed for and Distributed Exclusively by India Tea Company Cook Coffee Company Home Tea Company Central Tea Company Cleveland, Ohio."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 6-1-62, W. Dist. N.Y.