

United States Department of Agriculture

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT

[Given pursuant to section 4 of the food and drugs act]

16951-16975

[Approved by the Secretary of Agriculture, Washington, D. C., September 12, 1930]

16951. Adulteration of canned frozen eggs. U. S. v. 100 Cans of Frozen Eggs. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24318. I. S. No. 03939. S. No. 2572.)

On December 5, 1929, the United States attorney for the Eastern District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 100 cans of frozen eggs, remaining in the original unbroken packages at Philadelphia, Pa., consigned by the Fairmont Creamery Co., Sioux City, Iowa, alleging that the article had been shipped from Sioux City, Iowa, on or about November 29, 1929, and transported from the State of Iowa into the State of Pennsylvania, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance.

On December 21, 1929, the Fairmont Creamery Co., Omaha, Nebr., having appeared as claimant for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$1,000, conditioned in part that it be reconditioned under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16952. Misbranding and alleged adulteration of jelly concentrates. U. S. v. 36 Cases of Raspberry Minute Jelly Concentrate, et al.—Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24115. I. S. Nos. 08194, 08195. S. No. 2357.)

On October 2, 1929, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 36 cases of raspberry Minute jelly concentrate and 62 cases of currant Minute jelly concentrate, remaining in the original unbroken packages at Buffalo, N. Y., consigned by Minute Jelly (Inc.), Cranford, N. J., alleging that the articles had been shipped from Cranford, N. J., July 1, 1929, and transported from the State of New Jersey into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act. The articles were labeled in part: "Raspberry (or "Currant") Minute Jelly Concentrate 1 bottle makes 2 glasses of finest Jelly * * * jelly is ready to pour in glasses * * * no purer jelly can be made * * * a mixture of fruit juice and sugar with natural flavor fruit acid and vegetable color and a small amount of pectin to jell * * * Minute Jelly Inc. Cranford, New Jersey."

It was alleged in the libel that the articles were adulterated in that a substance devoid of fruit juice had been mixed and packed with and substituted in part for the said articles, and for the further reason that they were colored in a manner whereby inferiority was concealed.