

FEDERAL SECURITY AGENCY

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]
5101-5250

FOODS

The cases reported herewith were instituted in the United States District Courts by the United States attorneys acting upon reports submitted by direction of the Federal Security Administrator.

WATSON B. MILLER, *Acting Administrator, Federal Security Agency.*
WASHINGTON, D. C., June 2, 1944.

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BEVERAGES AND BEVERAGE MATERIALS

5101. Adulteration and misbranding of coffee. U. S. v. Universal Coffee Co., Inc. Plea of guilty. Fine, \$200. (F. D. C. No. 9623. Sample Nos. 18856-F, 19102-F.)

On June 5, 1943, the United States attorney for the Eastern District of New York filed an information against the Universal Coffee Co., Inc., at Long Island City, N. Y., alleging shipment on or about November 11, 1942, from the State of New York into the State of New Jersey of a quantity of coffee that was adulterated and misbranded. The article was labeled in part: "Minerva Brand Coffee Absolutely Cup Quality Minerva Superior Coffee." Inconspicuously stamped at the bottom of the bags was the following: "Coffee with filler."

The article was alleged to be adulterated in that ground roasted chick-peas, or other substance which was not coffee, had been substituted in whole or in part for coffee, which the article purported to be.

It was alleged to be misbranded in that the prominent statement "Coffee," borne on the bags, was false and misleading when applied to an article consisting of a mixture of coffee and other substance, and the false and misleading impression was not corrected by the words "Coffee with filler" inconspicuously rubber-stamped at the bottom of the bag.

It was alleged to be misbranded further in that it was fabricated from two or more ingredients and its label did not bear the common or usual name of each ingredient.

On August 24, 1943, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$200.