

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: June 28, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6188. Adulteration of ginger. U. S. v. 45 Bags of Ginger. Consent decree of condemnation. Product ordered released under bond to be brought into compliance with the law. (F. D. C. No. 12313. Sample No. 72152-F.)

LIBEL FILED: May 4, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about February 16, 1944, by Chas. T. Wilson, Inc., from Chicago, Ill.

PRODUCT: 45 bags, each containing 130 pounds, of ginger at St. Louis, Mo.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects, larvae, and insect excreta.

DISPOSITION: May 27, 1944. The David G. Evans Coffee Company, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. On June 6, 1944, a decree for cancellation of bond was filed since the product had been denatured and sold for use in animal food.

6189. Adulteration and misbranding of ground black pepper. U. S. v. 53 Cases of Ground Black Pepper. Default decree of condemnation. Product ordered delivered to local hospitals. (F. D. C. No. 12688. Sample No. 68018-F.)

LIBEL FILED: June 15, 1944, Southern District of Ohio.

ALLEGED SHIPMENT: On or about March 31, 1944, by the LaSalle Manufacturing Co., Chicago, Ill.

PRODUCT: 53 cases, each containing 24 cans, of ground black pepper, at Dayton, Ohio.

LABEL IN PART: (Cans) "Florence Nightingale Pure Ground Black Pepper."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), in that a substance consisting of ground, delinted cottonseed hulls, soybean meal, and ground black pepper had been substituted in whole or in part for pure ground black pepper which the article was represented to be; and, Section 402 (b) (4), in that ground delinted cottonseed hulls and soybean meal had been added or mixed or packed with the article so as to reduce its quality or strength.

Misbranding, Section 403 (a), in that the name "Pure Ground Black Pepper" was false and misleading.

DISPOSITION: August 3, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to local hospitals.

6190. Adulteration of sesame seed. U. S. v. 48 Bags of Sesame Seed. Consent decree of condemnation. Product ordered released to be brought into compliance with the law. (F. D. C. No. 12654. Sample No. 81730-F.)

LIBEL FILED: June 9, 1944, Southern District of New York.

ALLEGED SHIPMENT: Imported on or about August 1, 1942, from S. M. Rajgor & Co., Bombay, India.

PRODUCT: 48 bags, each containing 165 pounds, of sesame seed at New York, N. Y.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence therein of insects, larvae, pupae, and insect fragments.

DISPOSITION: July 10, 1944. Richard J. Spitz, New York, N. Y., claimant, having admitted the allegations in the libel; judgment of condemnation was entered and the product was ordered released, either under bond or upon deposit of cash collateral, to be brought into compliance with the law by fumigation and cleaning, under the supervision of the Food and Drug Administration.

6191. Adulteration of pickling whole spice. U. S. v. 47 Cartons of Pickling Whole Spice. Default decree of condemnation and destruction. (F. D. C. No. 12349. Sample No. 71612-F.)

LIBEL FILED: May 18, 1944, Western District of Washington.

ALLEGED SHIPMENT: On or about March 28 and April 7, 1944, by A. Schilling & Co., from San Francisco, Calif.

PRODUCT: Pickling whole spice, 47 cartons, each containing 12 2-ounce packages, at Seattle, Wash.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs, insect fragments, and insect excreta; and, Section 402 (a) (4), it had been packed under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: September 16, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6192. Adulteration of imitation lemon flavor. U. S. v. 15 Cases and 12 Cases of Imitation Lemon Flavor. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 12659. Sample Nos. 79901-F, 79902-F.)

LIBEL FILED: June 9, 1944, District of Maryland.

ALLEGED SHIPMENT: On or about March 7 and 10, 1944, by the Whitehall Food Manufacturing Corporation, Brooklyn, N. Y.

PRODUCT: 15 cases, each containing 24 bottles, and 12 cases, each containing 24 jugs, of imitation lemon flavor, at Baltimore, Md.

LABEL, IN PART: "Maison Royal * * * Imitation Lemon Flavor."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), in that a solution containing a trace of citral, having little or no value as a flavoring, had been substituted in whole or in part for "Imitation Lemon Flavor"; Section 402 (b) (3), in that inferiority had been concealed by mixing with water and color; and Section 402 (b) (4), in that water had been added thereto so as to reduce the strength of the product, and color had been added thereto so as to make it appear better or of greater value than it was.

DISPOSITION: July 14, 1944. No claimant having appeared, judgment of condemnation was entered and the product was delivered to charitable institutions.

6193. Adulteration and misbranding of vanilla extract. U. S. v. 20 1-Gallon Jugs of Vanilla Bean Extract. Consent decree of condemnation. Product ordered released under bond for relabeling. (F. D. C. No. 12329. Sample No. 77504-F.)

LIBEL FILED: May 6, 1944, District of New Jersey.

ALLEGED SHIPMENT: On or about March 31, 1944, by Richard Frank & Co., New York, N. Y.

PRODUCT: 24 1-gallon jugs of vanilla bean extract at South Orange, N. J.

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), a substance, vanilla extract containing added vanillin, an artificial flavor, had been substituted in whole or in part for vanilla, which the article purported to be.

Misbranding, Section 403 (a), the statement appearing on the label, "Vanilla Bean Extract Absolutely Pure * * * Vanilla," was false and misleading as applied to vanilla extract containing artificial flavor; Section 403 (b), the article was offered for sale under the name of another food, vanilla; and, Section 403 (k), the product contained artificial flavoring and failed to bear labeling stating that fact.

DISPOSITION: July 24, 1944. Richard Frank & Co. having appeared as claimant and having admitted the allegations of the libel, judgment of condemnation was entered and the product was released under bond for relabeling under the supervision of the Food and Drug Administration.

MISCELLANEOUS FOODS*

6194. Adulteration and misbranding of gift packages. U. S. v. 438 Gift Packages. Default decree of condemnation. Fit portion ordered sold and unfit portion ordered destroyed. (F. D. C. No. 11262. Sample No. 39521-F.)

LIBEL FILED: December 18, 1943, Southern District of California.

ALLEGED SHIPMENT: On or about June 23, 1943, by the Bettman Nut Co., from New York, N. Y.

*See also No. 6046.