

DISPOSITION: August 14, 1945. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

8105. Misbranding of canned grapefruit juice. U. S. v. 1,497 Cases of Canned Grapefruit Juice. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16250. Sample No. 9604-H.)

LIBEL FILED: May 28, 1945, Western District of New York.

ALLEGED SHIPMENT: On or about April 19, 1945, by the E. S. Smith Co., from Lakeland, Fla.

PRODUCT: 1,497 cases, each containing 12 cans, of grapefruit juice at Buffalo, N. Y. The cans were short-volume.

LABEL, IN PART: "Zenada Brand Unsweetened Grapefruit Juice Contents 1 Qt. 14 Fl. Oz. Packed by F & M Packing Co. Brooksville, Fla."

VIOLATION CHARGED: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: July 9, 1945. The Danahy-Faxon Stores, Inc., Buffalo, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

8106. Adulteration of canned orange juice. U. S. v. 128 Cases and 399 Cases of Canned Orange Juice. Default decrees of condemnation and destruction. (F. D. C. Nos. 16379, 16380. Sample Nos. 769-H, 770-H.)

LIBELS FILED: June 26, 1945, Northern District of Georgia.

ALLEGED SHIPMENT: On or about January 22 and April 21, 1945, by Citrus Concentrates, Inc., from Dunedin, Fla.

PRODUCT: 527 cases, each containing 24 cans, of orange juice at Atlanta, Ga.

LABEL, IN PART: "Sunfilled Brand Pure Orange Juice."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and a decomposed substance by reason of the presence of maggots, fly eggs, and decomposed orange material.

DISPOSITION: August 1, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

8107. Misbranding of orange juice and pulp. U. S. v. 149 Jugs of Orange Juice and Pulp. Default decree of forfeiture and destruction. (F. D. C. No. 16254. Sample Nos. 19117-H to 19119-H, incl., 19139-H.)

LIBEL FILED: May 26, 1945, Western District of Wisconsin.

ALLEGED SHIPMENT: On or about June 12 and August 25, 1944, and February 19, 1945, by the Nehi Corporation, from Columbus, Ohio.

PRODUCT: 149 1-gallon jugs of orange juice and pulp at Menomonie, Wis. Analysis showed that the product was a mixture of about 70 percent orange juice, containing substantially more fragments of insoluble orange tissue than does commercial orange juice, water, added citric acid and either added phosphoric acid or acid phosphate, and sodium benzoate.

LABEL, IN PART: "Nehi Corporation Par-T-Pak Orange Juice and Pulp."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the name "Orange Juice and Pulp" and the words "Contains orange juice and citric acid * * * This product contains no preservative," appearing on the bottle label, were false and misleading as applied to a mixture of orange juice, excess fragments of insoluble orange tissues, water, citric and phosphoric acids, or acid phosphate, and the chemical preservative, benzoate of soda; Section 403 (i) (2), the label did not bear the common or usual name of each ingredient of the product; and, Section 403 (k), the product contained a chemical preservative, benzoate of soda, and the label did not state that fact.

DISPOSITION: July 16, 1945. No claimant having appeared, judgment of forfeiture was entered and the product was ordered destroyed.

CEREALS AND CEREAL PRODUCTS*

CORN MEAL

8108. Adulteration of corn meal. U. S. v. 21 Bags of Corn Meal. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16843. Sample Nos. 13430-H, 13431-H.)

LIBEL FILED: July 13, 1945, Southern District of Ohio.

*See also No. 8248.