

PRODUCT: 26 cases, each containing 24 1-pound jars, of chocolate-flavored sirup at Washington, D. C.

LABEL, IN PART: "GT Double Strength Chocolate Flavored Syrup."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a substance having a predominating taste of strong molasses with a barely noticeable cocoa flavor had been substituted in whole or in part for double strength chocolate-flavored sirup.

Misbranding, Section 403 (a), the label statement "Double Strength Chocolate Flavored Syrup" was false and misleading.

DISPOSITION: July 29, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution.

SIRUP AND SUGAR*

10759. Adulteration and misbranding of cane sirup and cane and maple sirup. U. S. v. Dixie Lily Milling Company, Inc. (Webb's Syrup Co.). Plea of nolo contendere. Fine, \$300. (F. D. C. No. 15591. Sample Nos. 63623-F, 63960-F.)

INFORMATION FILED: January 28, 1946, Northern District of Florida, against the Dixie Lily Milling Company, Inc., a corporation, trading as Webb's Syrup Co., Williston, Fla.

ALLEGED SHIPMENT: Between the approximate dates of July 12 and November 8, 1944, from the State of Florida into the State of Georgia.

LABEL, IN PART: "Webb's Special Delicious Cane & Maple Syrup," or "Webb's Best Cane Syrup."

NATURE OF CHARGE: Cane and Maple Syrup. Adulteration, Section 402 (b) (1), a valuable constituent, maple sugar or maple sirup, had been in whole or in part omitted from the article; Section 402 (b) (2), an artificially flavored and colored mixture of sugar and water had been substituted in whole or in part for a mixture of cane and maple sirup; and, Section 402 (b) (4), artificial color had been added to the article and mixed and packed with it so as to make it appear to be a mixture of cane sirup and maple sirup, which is better and of greater value than the article. Misbranding, Section 403 (a), the label statements "Cane & Maple Syrup" and "Made from Cane Sugar Syrup, Pure Maple Syrup and Imitation Flavor" were false and misleading; Section 403 (c), the article was an imitation of maple sirup, and its label failed to bear in type of uniform size and prominence the word "imitation" and immediately thereafter the name of the food imitated.

Cane Syrup. Adulteration, Section 402 (b) (1), a valuable constituent, cane sirup, had been in whole or in part omitted from the article; Section 402 (b) (2), a mixture consisting of sugar sirup, invert sugar sirup, cane sirup, a small amount of cream of tartar, and caramel color had been substituted in whole or in part for cane sirup. Misbranding, Section 403 (a), the label statement "Webb's Best Cane Syrup" was false and misleading; Section 403 (c), the article was an imitation of cane sirup, and its label failed to bear in type of uniform size and prominence the word "imitation" and immediately thereafter the name of the food imitated; and, Section 403 (k), the article contained artificial coloring, and it failed to bear labeling stating that fact.

DISPOSITION: January 15, 1947. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$300.

10760. Misbranding of cane sirup. U. S. v. 280 Cases * * *. (F. D. C. No. 19106. Sample Nos. 24918-H, 24923-H.)

LIBEL FILED: On or about February 12, 1946, Southern District of Texas.

ALLEGED SHIPMENT: On or about November 8 and 22, 1945, by Star "B" Syrup Plant, from New Iberia, La.

PRODUCT: 280 cases, each containing 12 cans, of cane sirup at Houston, Tex. Examination showed that the product was short-volume.

LABEL, IN PART: (Cans) "Star "B" Pure Cane Syrup Contents 1 Quart, 1 Pint, 6 Fluid Ounces."

*See also No. 10724.