

**PRODUCT:** 1,040 cases, each containing 12 ½-gallon bottles, of blackberry wine at Pittsburgh, Pa.

**LABEL, IN PART:** "American Blackberry Wine Monte Cassino."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the product contained monochloroacetic acid.

**DISPOSITION:** October 10, 1947. Default decree of condemnation and destruction.

**11131. Adulteration of blackberry wine. U. S. v. 505 Cases \* \* \*. (F. D. C. No. 23206. Sample No. 87507-H.)**

**LABEL FILED:** June 20, 1947, Eastern District of New York.

**ALLEGED SHIPMENT:** On or about May 14, 1947, by the Pennsylvania Liquor Control Board, from Pittsburgh, Pa. This was a return shipment.

**PRODUCT:** 505 cases, each containing 12 ½-gallon bottles, of blackberry wine at Brooklyn, N. Y.

**LABEL, IN PART:** "B&S American Blackberry Wine \* \* \* Bottled by Atlas Import & Export Corporation New York, N. Y."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the product contained monochloroacetic acid.

**DISPOSITION:** October 24, 1947. The Atlas Import & Export Corp., claimant, having consented to the entry of a decree, judgment of condemnation was entered and it was ordered that the product be destroyed and that the bottles be salvaged.

**11132. Adulteration of Burgundy wine. U. S. v. 50 Cases \* \* \*. (F. D. C. No. 23132. Sample Nos. 87526-H, 87533-H.)**

**LABEL FILED:** On or about May 26, 1947, District of New Jersey.

**ALLEGED SHIPMENT:** On or about February 13, 1947, by the Penn Yan Wine Cellars, Inc., from Penn Yan, N. Y.

**PRODUCT:** 50 cases, each containing 6 ½-gallon bottles, of Burgundy wine at Hackensack, N. J.

**LABEL, IN PART:** "Penn Yan's Chancery Lane Recorded Bottling New York State Burgundy."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the article contained monochloroacetic acid.

**DISPOSITION:** June 23, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

## CEREALS AND CEREAL PRODUCTS

### BAKERY PRODUCTS\*

**11133. Adulteration of cake. U. S. v. Frank H. Ernst (Frank's Bakery). Plea of nolo contendere. Fine, \$500 and costs. (F. D. C. No. 20139. Sample Nos. 41764-H to 41766-H, incl., 41769-H.)**

**INDICTMENT RETURNED:** June 19, 1946, Southern District of West Virginia, against Frank H. Ernst, trading as Frank's Bakery, Bluefield, W. Va.

**ALLEGED SHIPMENT:** On or about April 3, 1946, from the State of West Virginia into the State of Virginia.

**LABEL, IN PART:** "Frank's Bakery, Bluefield, W. Va. Devil Food [or "Delicious Cake"]."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of rodent hair fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** June 20, 1946. The defendant having entered a plea of nolo contendere, the court imposed a fine of \$500 and costs.

\*See also No. 11150.