

**11502. Adulteration of beer. U. S. v. 1,703 Cases \* \* \*. (F. D. C. No. 20865. Sample No. 88888-H.)**

**LIBEL FILED:** October 18, 1946, Western District of Wisconsin.

**ALLEGED SHIPMENT:** On or about September 28, 1946, by the Van & Banister Co., from Monroe, La. This was a return shipment.

**PRODUCT:** 1,703 cases, each containing 24 12-ounce bottles, of beer at Watertown, Wis., in possession of the Hartig Co.

**LABEL, IN PART:** "Wisconsin Premium Beer Bottled by the Hartig Company, Watertown, Wis."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, monochloroacetic acid, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and could have been avoided by good manufacturing practice; and, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

**DISPOSITION:** October 29, 1946. The Hartig Co. having appeared as claimant and having admitted the facts of the libel, judgment of forfeiture was entered and the product was ordered destroyed.

**11503. Adulteration of beverages. U. S. v. 7 Cases, etc. (F. D. C. No. 20824. Sample Nos. 67320-H, 67321-H.)**

**LIBEL FILED:** August 29, 1946, District of Kansas.

**ALLEGED SHIPMENT:** On or about July 27 and 30, 1946, by the Nesbitt Bottling Co., from Kansas City, Mo.

**PRODUCT:** 7 cases, each containing 15 bottles, of a strawberry beverage and 19 cases, each containing 15 bottles, of a cola beverage at Kansas City, Kans.

**LABEL, IN PART:** "Big Red Strawberry Artificial Color & Flavor," or "Double Cola."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, sugar, had been in part omitted from the articles; and, Section 402 (b) (4), a substance, saccharin, having no food value had been added to, and mixed and packed with, the articles so as to reduce their quality or strength.

**DISPOSITION:** November 25, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**11504. Adulteration of root beer sirup. U. S. v. 20 Cases \* \* \*. (F. D. C. No. 21195. Sample Nos. 15400-H, 53072-H.)**

**LIBEL FILED:** On or about October 30, 1946, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about August 29, 1946, by J. F. McKillip, from Sandusky, Ohio.

**PRODUCT:** 20 cases, each containing 4 1-gallon jugs, of root beer sirup at Chicago, Ill.

**LABEL, IN PART:** "True Extract Flavored Frank's Genuine Root Beer Fountain Syrup \* \* \* Prepared for Joseph Archer & Son."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product sweetened in part with a nonnutritive ingredient, saccharin, had been substituted in whole or in part for root beer sirup containing sugar.

**DISPOSITION:** January 22, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**11505. Adulteration of fountain sirups. U. S. v. 78 Cases, etc. (F. D. C. No. 21025. Sample Nos. 63455-H to 63459-H, incl.)**

**LIBEL FILED:** On or about September 25, 1946, District of New Jersey.

**ALLEGED SHIPMENT:** On or about July 25 and 29, 1946, by the Myer Concentrate and Flavor Co., from Bronx, N. Y.

**PRODUCT:** 78 cases, each containing 4 1-gallon jugs, of fountain sirups and 1 50-gallon drum of fountain sirup at Long Branch, N. J.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of dirt; Section 402 (b) (2), fountain sirups containing saccharin had been substituted for fountain sirups containing sugar, which the products were represented to