

13352. Adulteration of canned grapefruit juice. U. S. v. 68 Cases * * *
(F. D. C. No. 24997. Sample No. 28194-K.)

LABEL FILED: July 9, 1948, District of New Mexico.

ALLEGED SHIPMENT: On or about March 29, 1946, from McAllen, Tex.

PRODUCT: 68 cases, each containing 24 1-pint, 2-ounce cans, of grapefruit juice at Dawson, N. Mex. Examination showed that the product was contaminated with lacquer from the cans.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article was unfit for food by reason of the presence of lacquer. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 23, 1948. Default decree of condemnation and forfeiture. The product was subsequently destroyed.

13353. Adulteration and misbranding of grape punch. U. S. v. 20 Cases * * *
(F. D. C. No. 23397. Sample No. 82659-H.)

LABEL FILED: August 6, 1947, District of Oregon.

ALLEGED SHIPMENT: On or about December 18, 1946, and May 9 and June 4, 1947, by the Pacific Citrus Products Co., from Fullerton, Calif.

PRODUCT: 20 cases, each containing 4 1-gallon jugs, of grape punch at Portland, Oreg. Analysis showed that the product was essentially an acidulated, artificially flavored and colored sugar solution containing an insignificant amount of concentrated grape juice.

LABEL, IN PART: "Conco Punch Made with grape juice, cane sugar, true fruit and imitation flavors, tartaric acid, artificial color, $\frac{1}{10}$ of 1% benzoate of soda."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), artificial flavoring and coloring had been added to the article and mixed and packed with it so as to make it appear better and of greater value than it was.

Misbranding, Section 403 (a), the design of a bunch of grapes and the label statements "Conco Punch Made with grape juice, cane sugar, true fruit and imitation flavors, tartaric acid, artificial color" were misleading as applied to an acidulated, artificially flavored and colored sugar solution containing an insignificant amount of grape juice or concentrated grape juice; and, Section 403 (i) (2), the article was fabricated from two or more ingredients and its label failed to bear the common or usual name of each such ingredient, since water was not declared.

DISPOSITION: February 24, 1948. Default decree of condemnation. The product was ordered delivered to charitable institutions.

13354. Adulteration of orange beverage base. U. S. v. 40 Cases * * * (F. D. C. No. 23341. Sample No. 50421-H.)

LABEL FILED: July 7, 1947, Western District of Louisiana.

ALLEGED SHIPMENT: On or about April 13, 1947, by National Orange Products, Inc., Chicago, Ill.

PRODUCT: 40 cases, each containing 4 1-gallon jugs, of orange beverage base at Monroe, La.

LABEL, IN PART: "Victory Orange Base Contains Pure Orange Juice, Sugar, Lemon Juice, Citrus Oils, Esters, Fruit Acid (Citric) and U. S. Certified (artificial) Color, Phenetylurea, Propylene Glycol and Alcohol."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), dulcin, having no food value, had been substituted in whole or in part for sugar; and, Section 402 (b) (4), dulcin had been mixed and packed with the article so as to reduce its quality or strength and make it appear better and of greater value than it was.

DISPOSITION: October 7, 1947. Default decree of condemnation. The product was ordered delivered to a State institution.

13355. Misbranding of tea. U. S. v. 154 Cases * * * (F. D. C. No. 22973. Sample No. 91173-H.)

LABEL FILED: May 2, 1947, District of New Jersey.

ALLEGED SHIPMENT: On or about April 2, 1947, by American Stores Co., Inc., from Philadelphia, Pa.

PRODUCT: 154 cases, each containing 10 8-ounce packages, of tea at South Kearny, N. J.

LABEL, IN PART: "Asco Brand Tea * * * Pekoe and Orange Pekoe."

NATURE OF CHARGE: Misbranding, Section 403 (d), the container was so filled as to be misleading, since the tea occupied only approximately 77 percent of the capacity of the packages.

DISPOSITION: July 1, 1947. The American Stores Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be repackaged under the supervision of the Food and Drug Administration.

13356. Adulteration of wine. U. S. v. 193 Cases * * *. (F. D. C. No. 22795. Sample No. 43194-H.)

LIBEL FILED: On or about March 31, 1947, Western District of Virginia.

ALLEGED SHIPMENT: On or about September 20, 1946, by the Garcia Wine Corp., from Long Island City, N. Y.

PRODUCT: 193 cases, each containing 12 fifth-gallon bottles, of wine at Roanoke, Va.

LABEL, IN PART: "Blue Ribbon Brand Reserve American Concord Grape Wine."

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.

DISPOSITION: September 5, 1947. Default decree of condemnation and destruction.

13357. Adulteration of wine. U. S. v. 97 Cases * * *. (F. D. C. No. 25234. Sample No. 6135-K.)

LIBEL FILED: August 3, 1948, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 30, 1946, by the Monte Cassino Wine Co., from Covington, Ky.

PRODUCT: 97 cases, each containing 12 fifth-gallon bottles, of wine at Pittsburgh, Pa. Analysis showed that the product contained monochloroacetic acid ranging from 100 to 163 parts per million.

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

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.

DISPOSITION: August 26, 1948. Default decree of condemnation and destruction.

13358. Adulteration of wine. U. S. v. 56 Cases * * *. (F. D. C. No. 22819. Sample No. 43191-H.)

LIBEL FILED: On or about April 7, 1947, Western District of Virginia.

ALLEGED SHIPMENT: On or about January 18, 1947, by the Morocco Wine Co., from New Brunswick, N. J.

PRODUCT: 56 cases, each containing 12 fifth-gallon bottles, of wine at Danville, Va.

LABEL, IN PART: "Gold Stream American Grape Wine."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the product 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 food and could have been avoided by good manufacturing practice.

DISPOSITION: September 5, 1947. Default decree of condemnation and destruction.