

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, rum and butter, and wild cherry, respectively, had been in whole or in part omitted from the articles.

Misbranding, Section 403 (a), the names "Rum and Butter" and "Wild cherry" were false and misleading as applied to products containing little or no rum and butter, or wild cherry; and, Section 403 (e) (2), the articles failed to bear an accurate statement of the quantity of the contents since the statement of weight was not in terms of the avoirdupois ounce.

POSITION: January 19, 1949. Default decree of condemnation. The product was ordered delivered to a Federal institution.

The
ed. **8. Misbranding of candy canes. U. S. v. 7 Boxes * * *. (F. D. C. No. 25944. Sample No. 37648-K.)**

C. No. FILED: November 18, 1948, Western District of Washington.

ED SHIPMENT: On or about October 27, 1948, by the Pearson Candy Co., Los Angeles, Calif.

ate C : 7 cases, each containing 12 boxes, of candy canes at Longview, Wash.

IN PART: "Pearson's Christmas Canes Net Count 24 Individual cane weight 2 oz."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. Examination showed that the product was short-weight.)

POSITION: January 21, 1949. Default decree of condemnation. The product was ordered delivered to a charitable institution.

Misbranding of chocolate Easter eggs. U. S. v. 5 Cases * * *. (F. D. C. No. 26597. Sample No. 10977-K.)

C. No. FILED: On or about February 14, 1949, District of Connecticut.

ED SHIPMENT: On or about January 12, 1949, by the Creston Candy Corp., New York, N. Y.

CT: 5 cases each containing 12 dozen candy eggs at New Haven, Conn.

IN PART: "Milk Chocolate Easter Egg Net Wt. 2 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (The product was short-weight.)

ION: April 8, 1949. Default decree of condemnation. The product was ordered delivered to charitable institutions.

SIRUP AND SUGAR

Adulteration of sirup. U. S. v. 80 Drums * * *. (F. D. C. No. 25057. Sample Nos. 8317-K, 8318-K.)

FILED: July 6, 1948, District of New Jersey.

ED SHIPMENT: On or about October 31 and November 6, 1946, from New York, N. Y.

CT: 80 650-pound drums of sirup at Newark, N. J.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of its fermentation. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: February 14, 1949. Default decree of condemnation and destruction.

14551. Adulteration and misbranding of sirup. U. S. v. 45 Cases * * *
(F. D. C. No. 22619. Sample No. 60969-H.)

LIBEL FILED: March 10, 1947, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 19, 1946, by the Independent Dairy Co., from New York, N. Y.

PRODUCT: 45 cases, each containing 24 16-ounce bottles, of sirup at Johnstown, Pa.

LABEL, IN PART: "Big Maple Brand Pure Maple Pancake Syrup Pure Cane Sugar Syrup, Pure Maple Syrup * * * Manufactured by Big Maple Food Products New York City, N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of unrefined sugar sirup, corn sirup, and water, with a small amount of maple sirup, and containing less soluble solids than maple sirup, had been substituted for "Pure Maple Pancake Syrup," which the product was represented to be.

Misbranding, Section 403 (a), the label statements, "Big Maple Brand Pure Maple Pancake Syrup Pure Cane Sugar Syrup, Pure Maple Syrup," and the design of maple trees, were false and misleading.

DISPOSITION: February 18, 1949. A default decree was entered ordering the product delivered to charitable institutions.

14552. Adulteration of sugar and flour. U. S. v. 59 Bags of Sugar and 12 Bags of Flour. (F. D. C. No. 26661. Sample Nos. 1425-K, 1426-K.)

LIBEL FILED: On or about March 16, 1949, Middle District of North Carolina.

ALLEGED SHIPMENT: Sugar. On or about October 8, 1948, from Cuba.

Flour. On or about December 18, 1948, from Springfield, Ill.

PRODUCT: 59 100-pound bags of sugar and 12 100-pound bags of flour at Greensboro, N. C., in possession of the Banner Trulove Co.

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 rodent urine; and, Section 402 (a) (4), they had been held under insanitary conditions whereby they may have become contaminated with filth. The products were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 13, 1949. Default decree of condemnation. The products were ordered delivered to charitable institutions, for use as animal feed.

14553. Adulteration of sugar. U. S. v. 14 Bags * * * (and 1 other seizure action). (F. D. C. Nos. 25016, 25167. Sample Nos. 37825-K, 40632-K.)

LIBELS FILED: July 13 and August 3, 1948, Western District of Washington.

ALLEGED SHIPMENT: On or about November 18, 21, and 22, 1947, and January 2, 1948, from Sugarfield and San Francisco, Calif.

PRODUCT: Sugar. 14 100-pound bags at Seattle, Wash., in possession of the American Warehouse Co., and 1,562 100-pound bags at Tacoma, Wash., in possession of the Pacific Storage & Distributing Co.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent urine and rodent hairs; and, Section 402 (a) (4), it had been held under insanitary