

BEVERAGES AND BEVERAGE MATERIALS

15851. Adulteration and misbranding of coffee. U. S. v. 120 Bags * * * (and 1 other seizure action). (F. D. C. Nos. 28522, 28524. Sample Nos. 63211-K, 63213-K.)

LIBELS FILED: On or about January 17, 1950, District of New Hampshire.

ALLEGED SHIPMENT: On or about November 29 and December 13, 1949, by the Stanford Tea & Coffee Co., from Haverhill, Mass.

PRODUCT: 204 unlabeled bags, each containing 1 pound, of a product invoiced and represented to be coffee at Manchester and Concord, N. H.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), an article consisting of a mixture of coffee and cereals, including rye and wheat middlings, had been substituted in whole or in part for coffee.

Misbranding, Section 403 (b), the article was offered for sale under the name of another food; Section 403 (e) (1), it failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; and, Section 403 (e) (2), it failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: February 27, 1950. Default decrees of condemnation. The court ordered that the product be delivered to a State hospital for its use, and not for sale.

15852. Misbranding of coffee. U. S. v. 153 Bags * * *. (F. D. C. No. 28505. Sample No. 62569-K.)

LIBEL FILED: December 28, 1949, District of Massachusetts.

ALLEGED SHIPMENT: On or about November 18, 1949, by Kobrick, from New York, N. Y.

PRODUCT: 153 bags of coffee at West Springfield, Mass. Examination showed that the article contained an added cereal product and that it was short of the declared weight.

LABEL, IN PART: (Bag) "One Pound Net Kobrick's Mayflower Coffee."

NATURE OF CHARGE: Misbranding, Section 403 (a), the name "Mayflower Coffee" on the principal display panel of the container of the article was false and misleading as applied to a mixture of coffee and an added cereal product; and, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: February 23, 1950. Samuel Kobrick, New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Federal Security Agency.

15853. Adulteration of tomato juice. U. S. v. 55 Cases, etc. (F. D. C. Nos. 28561, 28619. Sample Nos. 64099-K, 64451-K.)

LIBELS FILED: On or about December 14, 1949, District of Minnesota; amended libel filed January 5, 1950.

ALLEGED SHIPMENT: On or about November 2 and 9, 1949, by Woodruff Canning Co., Inc., from Goldsmith, Ind.