

quantity of the contents; Section 403 (i) (2), the article was fabricated from two or more ingredients, and the label failed to bear the common or usual name of each such ingredient; and, Section 403 (k), the article contained artificial coloring and flavoring, and it failed to bear labeling stating that fact.

Further misbranding, Section 403 (a), (apple suckers) the name "Apple" was misleading as applied to an article containing artificial apple flavor and no apple.

DISPOSITION: April 30, 1951. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

SIRUP

17254. Adulteration and misbranding of sorghum sirup. U. S. v. 100 Cases * * *. (F. D. C. No. 30219. Sample No. 84879-K.)

LIBEL FILED: On or about December 18, 1950, Southern District of Indiana.

ALLEGED SHIPMENT: On or about October 26 and November 16, 1950, by C. H. Owen, from Joplin, Mo.

PRODUCT: 100 cases, each containing 12 4½-pound cans, of sorghum sirup at Evansville, Ind.

LABEL, IN PART: "Sorghum Made of Cane Products."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of sorghum, glucose, and sugar had been substituted in whole or in part for sorghum.

Misbranding, Section 403 (a), the label designation "Sorghum Made of Cane Products" was false and misleading as applied to an article which was a mixture of sorghum, glucose, and sugar.

DISPOSITION: March 21, 1951. The Henry Bentley Product Co., Evansville, Ind., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling, under the supervision of the Food and Drug Administration.

17255. Adulteration and misbranding of sorghum sirup. U. S. v. 55 Tins * * *. (F. D. C. Nos. 30553, 30554. Sample Nos. 15958-L, 15959-L.)

LIBEL FILED: February 13, 1951, Western District of Oklahoma.

ALLEGED SHIPMENT: On or about November 30, 1950, and January 3, 1951, from Jefferson, Tex.

PRODUCT: Sorghum sirup. 55 4½-pound tins; 128 cases, each containing 12 4-pound tins; and 28 cases, each containing 6 8-pound tins, at Oklahoma City, Okla.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of sorghum, glucose, and sugar had been substituted in whole or in part for sorghum.

Misbranding, Section 403 (a), the label statement "Sorghum Made of Cane Products" was false and misleading as applied to an article which was a mixture of sorghum, glucose, and sugar.

The article was adulterated and misbranded in the above respects while held for sale after shipment in interstate commerce.

DISPOSITION: March 6, 1951. Clyde J. Gentry, Jefferson, Tex., 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 Food and Drug Administration.