

Misbranding, Section 403 (a), the label statement "An Excellent Composition of Eighty Per Cent of Corn Oil and Twenty Per Cent of Imported Olive Oil" was false and misleading.

DISPOSITION: April 9, 1952. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions or be destroyed.

OLEOMARGARINE

18842. Misbranding of oleomargarine. U. S. v. 27 Cases * * *. (F. D. C. No. 32628. Sample No. 16113-L.)

LIBEL FILED: January 24, 1952, Western District of Oklahoma.

ALLEGED SHIPMENT: On or about January 4, 1952, by Kent Products, Inc., from Kansas City, Mo.

PRODUCT: 27 cases, each containing 32 1-pound cartons, of oleomargarine at Oklahoma City, Okla.

LABEL, IN PART: "Net Wt. One Lb. 4 Quarters Yellow Richmade Brand Vegetable Oleomargarine."

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 since the packages contained less than the labeled weight; and, Section 403 (a), the label designation "4 Quarters" was false and misleading since the product was not in quarters but was in one piece.

DISPOSITION: March 31, 1952. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

SPICES, FLAVORS, AND SEASONING MATERIALS

18843. Adulteration of poppy seed, cumin seed, and sesame seed. U. S. v. 35 Bags, etc. (F. D. C. No. 32166. Sample Nos. 27100-L, 27101-L, 27138-L.)

LIBEL FILED: November 23, 1951, Northern District of California.

ALLEGED SHIPMENT: The sesame seed was shipped on or about January 16, 1951, from China; the poppy seed was shipped prior to January 25, 1951, from Czechoslovakia; and the cumin seed was shipped on or about April 28, 1951, from India.

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 insects. The products were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 7, 1951. D. Hecht & Co. having appeared as claimant, judgment of condemnation was entered and the court ordered that the products be released under bond to be disposed of in compliance with the law, under the supervision of the Food and Drug Administration. 2,975 pounds of poppy seed, 6,750 pounds of cumin seed, and 3,512 pounds of sesame seed were salvaged.

18844. Misbranding of black pepper. U. S. v. 13 Cases * * *. (F. D. C. No. 31478. Sample No. 20824-L.)

LIBEL FILED: August 20, 1951, Southern District of Alabama.

ALLEGED SHIPMENT: On or about January 30, 1951, by the New Orleans Import Co., Ltd., from New Orleans, La.

PRODUCT: 13 cases, each containing 240 1-ounce cans, of black pepper at Selma, Ala.

LABEL, IN PART: "Net Wt. 1 Ounce Rex Spices Finest Pure Ground Pepper."

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 cans contained less than the labeled weight of 1 ounce.)

DISPOSITION: April 30, 1952. The shipper, claimant, having admitted that the product was misbranded, judgment of condemnation was entered and the court ordered that the product be released under bond to be repackaged, under the supervision of the Food and Drug Administration.

18845. Adulteration and misbranding of lemon oil. U. S. v. 2 Cans * * *
(F. D. C. No. 31505. Sample No. 31183-L.)

LABEL FILED: September 5, 1951, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about July 10, 1951, by Polaks Frutal Works, Inc., from Middletown, N. Y.

PRODUCT: 2 cans, each containing 35 pounds, of lemon oil at Sullivan, Ill.

LABEL, IN PART: (Can) "Lemon Oil California Pressed USP."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), an oil other than oil expressed from the peel of lemons had been substituted in whole or in part for lemon oil U. S. P.

Misbranding, Section 403 (a), the label designation "Lemon Oil * * * USP" was false and misleading as applied to an oil other than oil expressed from the peel of lemons.

DISPOSITION: December 7, 1951. Default decree of condemnation. The court ordered that the marshal deliver the article to charitable institutions or destroy it. It was delivered to local charitable institutions.

18846. Adulteration and misbranding of salad dressing. U. S. v. 47 Jars * * *
(F. D. C. No. 32006. Sample No. 32542-L.)

LABEL FILED: November 8, 1951, Western District of Arkansas.

ALLEGED SHIPMENT: On or about October 26, 1951, by the Henderson Coffee Co., from Muskogee, Okla.

PRODUCT: 47 gallon jars of salad dressing at Fort Smith, Ark.

LABEL, IN PART: "Henderson's Best * * * Salad Dressing."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vegetable oil, had been in whole or in part omitted.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for salad dressing since it contained less than 30 percent by weight of vegetable oil and since it contained benzoate of soda, which is not permitted as an ingredient of salad dressing.

DISPOSITION: December 27, 1951. The Henderson Coffee Co., 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 to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was relabeled.