

DISPOSITION: 8-21-58. Default—given to a charitable institution, for food purposes.

24932. Spaghetti sauce. (F.D.C. No. 41655. S. No. 21-107 P.)

QUANTITY: 55 cases, 12 18-oz. btls. each, at Kansas City, Kans.

SHIPPED: Between 2-26-58 and 3-14-58, from Kansas City, Mo., by Phipps Products Co.

LABEL IN PART: (Btl.) "Old Southern's One Minute Spaghetti Sauce * * *

Ingredients: Tomato Products, Sugar, Salt, Bouillon, Onion, Garlic, Spices, Oil."

RESULTS OF INVESTIGATION: Examination and investigation showed that the article contained undeclared water, vinegar, and sodium benzoate; that tomato paste and corn oil were not declared by their common or usual names; and that sodium benzoate was not declared as a preservative.

LIBELED: 4-14-58, Dist. Kans.

CHARGE: 403(i)(2)—when shipped, 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 403(k)—the article contained a preservative, sodium benzoate, and it failed to bear a label stating that fact.

DISPOSITION: 4-29-58. Default—delivered to a charitable organization.

24933. Apple cider vinegar. (F.D.C. No. 41751. S. No. 3-942 P.)

INFORMATION FILED: 7-7-58, Dist. Md., against Samuel C. Woodland, t/a Inter-State Cider & Vinegar Co., Baltimore, Md., and Carl Woodland, manager.

SHIPPED: 12-17-57, from Maryland to Virginia.

LABEL IN PART: (Jug) "Log Cabin Trade Mark Pasteurized & Pure Apple Cider Vinegar Full strength—aged in wood in its original natural flavor Contents 1 Fl. Gallon Manufactured & Guaranteed By Inter-State Cider and Vinegar Co. Home Office, Baltimore, Md."

CHARGE: 402(b)(1)—when shipped, a valuable constituent of the article, apple cider vinegar, had been in part omitted from the article; 402(b)(4)—artificial color had been added to the article and mixed and packed with it so as to make it appear better or of greater value than it was; 403(a)—the label statement "Pure Apple Cider Vinegar" was false and misleading as applied to the article, which consisted of a mixture of artificially colored apple cider vinegar and distilled vinegar or acetic acid; and 403(k)—the article contained artificial coloring, caramel color, and failed to bear labeling stating that fact.

PLEA: Guilty.

DISPOSITION: 9-12-58. Each defendant fined \$500, plus one-half the costs.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

24934. Vitamin capsules. (F.D.C. No. 41856. S. Nos. 7-628/31 P.)

QUANTITY: 969 100-capsule btls. and 263 250-capsule btls. at West Roxbury, Mass.

SHIPPED: Prior to Jan. 1958, from St. Louis, Mo.

LIBELED: 6-5-58, Dist. Mass.