

MILK

28344. Evaporated milk. (F.D.C. No. 46115. S. No. 88-664 R.)

QUANTITY: 223 cases, 48 cans each, at North Kansas City, Mo.

SHIPPED: 3-11-61, from Coffeyville, Kans., by Page Milk Co.

LABEL IN PART: (Can) "First Pick Brand Homogenized Evaporated Milk Vitamin D Increased Net Wt. 14½ Ozs. * * * 8 U.S.P. Units Vitamin D per fluid oz. extracted from cod liver oil. Packed for The Fleming Co., Inc. * * * The Schumacher Co. Houston."

RESULTS OF INVESTIGATION: Analysis showed that the article contained the declared amount of vitamin D, which was 68 percent less than the amount required by the definition and standard of identity for evaporated milk with vitamin D content increased.

LIBELED: 7-26-61, W. Dist. Mo.

CHARGE: 403(g) (1)—when shipped, the article failed to conform to the definition and standard of identity for evaporated milk with vitamin D content increased.

DISPOSITION: 5-7-62. Consent—claimed by Page Milk Co., for reprocessing and repacking.

28345. Evaporated milk and miscellaneous canned goods. (F.D.C. No. 46961, S. Nos. 43-402 T, 43-405 T.)

QUANTITY: 12 cases, each containing 48 14½-oz. cans of evaporated milk and 31 cases of miscellaneous canned goods, at Dover, Del.

SHIPPED: Between 8-17-61 and 12-12-61, from Philadelphia, Pa.

RESULTS OF INVESTIGATION: Examination showed that the articles were decomposed and that some of the articles were contained in dented, rusty, pinholed cans, through which the article was leaking. Some of the miscellaneous canned goods were unlabeled and some of them bore labels that were illegible.

LIBELED: 2-21-62, Dist. Del.

CHARGE: 402(a) (3)—the evaporated milk and the miscellaneous canned goods contained decomposed substances while held for sale.

403(e) (1)—while held for sale, the miscellaneous canned goods failed to bear labels containing the name and place of business of the manufacturer, packer, and distributor; 403(e) (2)—the articles failed to bear labels containing an accurate statement of the quantity of contents; 403(i) (1)—the label failed to bear the common or usual name of the food; 403(i) (2)—the label failed to bear the common or usual name of each ingredient.

DISPOSITION: 6-12-62. Default—destruction.

EGGS

28346. Frozen eggs. (F.D.C. No. 47627. S. No. 5-167 T.)

QUANTITY: 75 30-lb. cans at Washington, D.C.

SHIPPED: 5-22-62, from Baltimore, Md., by Supreme Dairy Products, Inc.

LABEL IN PART: "Supreme Products, Baltimore, Md. * * * Frozen Whole Eggs."

LIBELED: 5-29-62, Dist. Columbia.

CHARGE: 402(a) (3)—contained decomposed eggs when shipped.