

PRODUCT: 98 cases, each containing 24 8-ounce cans, of spaghetti sauce with mushrooms at Portland, Oreg. Examination showed that the product was a spicy tomato sauce containing an insignificant amount of mushrooms, not sufficient to characterize the taste.

LABEL, IN PART: "Pulici Brand Spaghetti Sauce With Mushrooms."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, mushrooms, had been in whole or in part omitted from the article.

Misbranding, Section 403 (a), the label statement "Spaghetti Sauce With Mushrooms" was false and misleading.

DISPOSITION: September 9, 1946. The Louis Pulici Packing Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be relabeled under the supervision of the Food and Drug Administration.

11294. Adulteration and misbranding of Tus Flavor (onion flavor). U. S. v. 8 Cans * * *. (F. D. C. No. 20023. Sample No. 18104-H.)

LIBEL FILED: June 7, 1946, Northern District of Illinois.

ALLEGED SHIPMENT: On or about March 21, 1944, by Magnus, Mabee & Reynard, Inc., from New York, N. Y.

PRODUCT: 8 25-pound cans of Tus Flavor at Chicago, Ill. The product was purchased by the consignee with the understanding that it was infused onion oil.

LABEL, IN PART: "Tus Flavor KS."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a yellow viscous oil with a strong onion-like odor, and containing asafoetida, had been substituted in whole or in part for infused onion oil.

Misbranding, Section 403 (b), the article was offered for sale under the name of another food, i. e., infused onion oil.

DISPOSITION: November 6, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11295. Misbranding of vanilla extract and lemon extract. U. S. v. 137 Cases, etc. (and 1 other seizure action against vanilla and lemon extracts). (F. D. C. Nos. 19493, 19711. Sample Nos. 4799-H, 4800-H, 5274-H, 5275-H, 5381-H.)

LIBELS FILED: April 3 and 24, 1946, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: Between the approximate dates of May 18, 1945, and March 14, 1946, by John Lecroy & Son, from Camden, N. J.

PRODUCT: 288 cases of vanilla extract and 76 cases of lemon extract at Philadelphia, Pa. Each case contained 12 ½-ounce bottles.

LABEL, IN PART: (Individual carton) "Relco Brand Quality Pack Pure Vanilla [or "Lemon"] Extract Distributed By Reliable Grocery Co. Inc. Philadelphia, Pa.," or "Lecroy's Pure Vanilla [or "Lemon"] Extract."

NATURE OF CHARGE: Misbranding, Section 403 (d), the containers of the articles were so filled as to be misleading, since the individual cartons were excessively large for the size of the bottles contained therein, making the packages appear to contain more food than was actually the case.

DISPOSITION: September 26, 1946. John Lecroy & Son, claimant, having consented to the entry of a decree, the cases were ordered consolidated and judgment of condemnation was entered against both lots. The product was ordered released under bond to be repackaged and relabeled under the supervision of the Food and Drug Administration.

MISCELLANEOUS FOODS

11296. Adulteration of chewing gum. U. S. v. Gum Products, Inc. Plea of guilty. Fine, \$100. (F. D. C. No. 15518. Sample No. 15667-F.)

INFORMATION FILED: October 15, 1945, District of Massachusetts, against Gum Products, Inc., Boston, Mass.

ALLEGED SHIPMENT: Between the approximate dates of June 8 and 13, 1944, from the State of Massachusetts into the State of Texas.

LABEL, IN PART: "Yanks Chewing Gum,"