

11489. Adulteration and misbranding of black pepper. U. S. v. 511 Cards * * *.
(F. D. C. No. 21235. Sample No. 5000-H.)

LABEL FILED: October 9, 1946, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 11, 1946, by Nash Food Products, from Nashville, Tenn. This was a return shipment.

PRODUCT: 511 cards, each containing 12 $\frac{3}{4}$ -ounce packages, of black pepper at Philadelphia, Pa., in possession of Penn Food Distributors.

LABEL, IN PART: (Cards) "Di Rita's Pure Black Pepper * * * Packed by Di Dita Food Products Phila., Pa."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a substance consisting essentially of salt, ground shells, starch material, and pepper had been substituted in whole or in part for pure black pepper.

Misbranding, Section 403 (a), the designation "Pure Black Pepper" was false and misleading as applied to a mixture of salt, ground shells, starch material, and pepper.

DISPOSITION: November 7, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11490. Adulteration and misbranding of black pepper. U. S. v. 100 Cards, etc.
(F. D. C. No. 21108. Sample Nos. 35581-H, 35582-H.)

LABEL FILED: October 1, 1946, Western District of Tennessee.

ALLEGED SHIPMENT: On or about August 27 and 28, 1946, by J. J. Brodsky & Sons, from Chicago, Ill.

PRODUCT: Black pepper. 250 cards, each containing 24 1-ounce packages, at Memphis, Tenn.

LABEL, IN PART: "Gee! Zee Finest Black Pepper Gee Zee Food Products Co. * * * Chicago, Ill.," or "Shure Good Brand Black Pepper Packed by Sure Foods Specialty Co., Chicago, Ill."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of ground soyabeans, wheat, and a small amount of pepper had been substituted in whole or in part for black pepper.

Misbranding, Section 403 (a), the designation "Black Pepper" was false and misleading.

DISPOSITION: November 4, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11491. Adulteration and misbranding of black pepper. U. S. v. 13 Cards * * *.
(F. D. C. No. 21148. Sample No. 15149-H.)

LABEL FILED: October 7, 1946, Western District of Michigan.

ALLEGED SHIPMENT: On or about September 4 and 9, 1946, by the D & D Distributing Co., from Belmont Food Distributors, Chicago, Ill.

PRODUCT: 13 cards, each containing 24 $\frac{3}{4}$ -ounce packages, of black pepper at Grand Rapids, Mich.

LABEL, IN PART: "Damore Brand Pure Black Pepper Packed by Damore Spice Company, Chicago, Illinois."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), black pepper containing large amounts of ground cottonseed hulls, buckwheat hulls, soybean hulls, and wheat flour had been substituted in whole or in part for black pepper; and, Section 402 (b) (4), ground cottonseed hulls, buckwheat hulls, soybean hulls, and wheat flour had been added to the article, or mixed or packed with it, so as to increase its bulk or weight or reduce its quality or strength.

Misbranding, Section 403 (a), the label statement "Pure Black Pepper" was false and misleading; and, Section 403 (i) (2), the article was fabricated from two or more ingredients and its label failed to bear the common or usual name of each of its ingredients, since ground cottonseed hulls, buckwheat hulls, soybean hulls, and wheat flour were not declared.

DISPOSITION: November 7, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11492. Adulteration and misbranding of black pepper. U. S. v. 370 Cards * * *.
(F. D. C. No. 21145. Sample No. 35586-H.)

LABEL FILED: October 4, 1946, Western District of Tennessee.