

of bread. The bread was not declared in the list of ingredients on the label. Samples from the 2 shipments were found to average 14.5 percent and 22.9 percent short-weight, and one lot contained undeclared coal-tar color.

LABEL, IN PART: "Quick Frozen General Frost Brand Hors D'Oeuvres Cheese, Meat, Fish, Olives, Pickle, Pepper, Chives, Onion, Mustard, Milk, Flour, Lemon Juice, and Seasoning * * * Net Weight 8 Ozs."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the label of the article failed to contain an accurate statement of the quantity of the contents; Section 403 (i) (2), it failed to bear the common or usual name of each ingredient, since bread was not declared; and (Philadelphia lot), Section 403 (k), the article contained artificial coloring, and the label failed to state that fact.

DISPOSITION: On August 27, 1946, the General Froster Co., Inc., claimant for the Boston lot, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for re-labeling under the supervision of the Federal Security Agency.

On September 4, 1946, no claimant for the Philadelphia lot having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11843. Misbranding of frozen oyster stew. U. S. v. 200 Cases * * *. (F. D. C. No. 21414. Sample No. 81504-H.)

LIBEL FILED: On or about December 11, 1946, District of Oregon.

ALLEGED SHIPMENT: On or about January 10, 1946, by the Paragon Packing Co., from Hoquiam, Wash.

PRODUCT: 200 cases, each containing 24 packages, of frozen oyster stew at Portland, Oreg. Examination showed that the product was short-weight.

LABEL, IN PART: "Paragon Quick Frozen Oyster Stew, net weight 1 lb."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the label of the article failed to contain an accurate statement of the quantity of the contents.

DISPOSITION: December 11, 1946. Gard Distributors, Inc., Portland, Oreg., and the Fidelity and Deposit Company of Maryland, claimants, 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 repackaged and labeled in compliance with the law, under the supervision of the Food and Drug Administration.

11844. Misbranding of pudding dessert powder. U. S. v. 150 Cases * * *. (F. D. C. No. 20254. Sample Nos. 43945-H, 43946-H.)

LIBEL FILED: June 19, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about May 18, 1946, by the F. W. Boltz Corp., from Los Angeles, Calif.

PRODUCT: 150 cases, each containing 6 16-pound cans, of pudding dessert powder at New York, N. Y.

LABEL, IN PART: "Pickwick Brand Pudding Butterscotch [or "Vanilla"] Flavor."

NATURE OF CHARGE: Misbranding, Section 403 (a), the design of two shields and the words "Packed under continuous inspection of the U. S. Department of Agriculture," which appeared on the can labels, were false and misleading as applied to articles which were not packed under continuous inspection of the U. S. Department of Agriculture.

DISPOSITION: September 19, 1946. The Embassy Grocery Corp., New York, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for re-labeling under the supervision of the Federal Security Agency.

VITAMIN PREPARATIONS AND FOODS FOR SPECIAL DIETARY USES*

11845. Adulteration and misbranding of Cereal Lactic. U. S. v. Cereal Lactic Co., Inc., and LeRoy V. Porter, M. D., and Edward R. Hurlock. Pleas of guilty. Total fine \$200 and costs. (F. D. C. No. 21451. Sample No. 52718-H.)

INFORMATION FILED: February 17, 1947, Southern District of Iowa, against the

*See also No. 11754.