

ALLEGED SHIPMENT: On or about April 23, 1946, by the Gladdy Sales Company, from New York, N. Y.

PRODUCT: 55 1-gallon bottles of imitation strawberry-flavored sirup and 37 1-gallon bottles of imitation lemon- and lime-flavored sirup at Middlesboro, Ky. Examination showed that the products were in an active state of fermentation.

LABEL, IN PART: "Carole Brand Imitation Strawberry Flavored Syrup [or "Imitation Lemon & Lime Flavored Syrup"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of decomposed substances.

DISPOSITION: December 4, 1946. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

12614. Misbranding of Ar-O Inhibitor. U. S. v. 10 Jugs * * *. F. D. C. No. 22365. Sample No. 67824-H.)

LIBEL FILED: January 7, 1947, Western District of Oklahoma.

ALLEGED SHIPMENT: On or about June 4, 1946, by the Penrith-Akers Manufacturing Co., from Minneapolis, Minn.

PRODUCT: 10 1-gallon jugs of Ar-O Inhibitor at Altus, Okla.

LABEL, IN PART: "Ar-O A Neutral Inhibitor Containing Quaternary Ammonium Chloride. Directions ½-Fluid Ounce to Each Gallon Bottling Syrup ½ Ounce to 5 Gallons of Finished Drink That Is Not Carbonated."

NATURE OF CHARGE: Misbranding, Section 403 (a), the labeling of the article was misleading, since the label statement "Ar-O A Neutral Inhibitor" coupled with the directions for use, represented that the article was wholesome and suitable for use as a component of foods for man, whereas it contained per 100 cc. about 1.68 grams of quaternary ammonium compound, a poisonous and deleterious substance; and the labeling of the article failed to reveal the material fact that the article contained a poisonous and deleterious substance.

DISPOSITION: February 14, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

12615. Adulteration of bakery products. U. S. v. Hy-Klas Food Products, Inc., and Charles J. Nelson. Pleas of guilty. Fine of \$800 and costs imposed jointly against the defendants. (F. D. C. No. 23299. Sample Nos. 67767-H, 67769-H, 67771-H, 67774-H, 68318-H to 68320-H, incl., 68324-H.)

INFORMATION FILED: September 17, 1947, Western District of Missouri, against Hy-Klas Food Products, Inc., St. Joseph, Mo., and Charles J. Nelson, secretary-treasurer.

ALLEGED SHIPMENT: On or about December 20, 1946, and February 7, 1947, from the State of Missouri into the State of Kansas.

LABEL, IN PART: "Hy-Klas * * * Golden Crust Sliced Bread [or "Rye Bread," or "Wheat Bread"]," or "Hy-Klas Coney Buns."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insect fragments and rodent hairs; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: September 19, 1947. Pleas of guilty having been entered, a fine of \$800 and costs was imposed jointly against the defendants.

12616. Adulteration of bakery products. U. S. v. Jake Shindler (Iowa Baking Co.). Plea of nolo contendere. Fine, \$240 and costs. (F. D. C. No. 23591. Sample Nos. 87009-H to 87015-H, incl.)

INFORMATION FILED: November 5, 1947, Northern District of Iowa, against Jake Shindler, trading as the Iowa Baking Co., Sioux City, Iowa.

ALLEGED SHIPMENT: On or about May 26, 1947, from the State of Iowa into the State of Nebraska.

LABEL, IN PART: "Splendid * * * Fruit Rolls [or "Pastries Milwaukee Rye," "French Bread," "Bread Sliced," "Pumpnickel Rye," "Wheat Bread," or "Cracked Wheat Bread"]."