

PRODUCT: Soy sauce. 482 cases, each containing 4 1-gallon jugs, and 98 cases, each containing 12 1-quart bottles, at Denver, Colo.

LABEL, IN PART: "Marusho Soy Sauce."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of its active fermentation.

DISPOSITION: August 1, 1950. Default decree of condemnation and destruction.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

16798. Adulteration of wheat germ. U. S. v. Dwarfies Corp. and James John Oberdin. Pleas of guilty. Corporation fined \$1,000 and individual defendant \$500, plus costs. Individual defendant also sentenced to 6 months in jail; jail sentence suspended and defendant placed on probation for 6 months. (F. D. C. No. 29162. Sample Nos. 55286-K, 68010-K.)

INDICTMENT RETURNED: May 16, 1950, Southern District of Iowa, against the Dwarfies Corp., Council Bluffs, Iowa, and James John Oberdin, secretary-treasurer of the corporation.

ALLEGED SHIPMENT: On or about August 3 and 25, 1949, from the State of Iowa into the States of Missouri and Colorado.

LABEL, IN PART: (Case) "12 - 11 Oz. Glass Jars Dwarfies Toasted Wheat Germ Mfd. [or "Packed"] By Dwarfies Corporation, Council Bluffs, Iowa."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of larvae, insect parts, and rodent excreta fragments.

DISPOSITION: October 28, 1950. Pleas of guilty having been entered, the court fined the corporation \$1,000 and the individual defendant \$500, plus costs. The individual defendant was also sentenced to 6 months in jail on each of the 2 counts of the information, with the sentences to run concurrently; however, the jail sentences were suspended, and the defendant was placed on probation for 6 months.

16799. Adulteration and misbranding of vitamin B complex tablets. U. S. v. White Laboratories, Inc. Plea of guilty. Fine, \$2,000. (F. D. C. No. 29449. Sample Nos. 11890-K, 42383-K.)

INFORMATION FILED: August 17, 1950, District of New Jersey, against White Laboratories, Inc., from Newark, N. J.

ALLEGED SHIPMENT: On or about August 16 and 20, 1949, from the State of New Jersey into the States of New York and Illinois.

LABEL, IN PART: "Natural Vitamin B Complex Tablets" and "B Complex Tablets."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, thiamine, riboflavin, and nicotinic acid, had been in part omitted and abstracted from the tablets.

Misbranding, Section 403 (a), the statement "Each tablet contains not less than: Thiamine 0.5 Milligram Riboflavin 0.5 Milligram * * * Nicotinic Acid 300.0 Micrograms," borne on the label of a portion of the tablets, and the

statement "Each tablet contains not less than: .5 mg. Thiamine .5 mg. Riboflavin * * * 300.0 micrograms Nicotinic Acid," borne on the label of the remainder of the tablets, were false and misleading since the tablets contained less than those amounts of thiamine, riboflavin, and nicotinic acid.

DISPOSITION: November 10, 1950. A plea of guilty having been entered, the court imposed a fine of \$2,000.

16800. Adulteration and misbranding of vitamin and mineral tablets and B complex tablets. U. S. v. 96 Packages, etc. (F. D. C. No. 29359. Sample Nos. 68527-K to 68529-K, incl.)

LABEL FILED: June 28, 1950, Western District of Washington.

ALLEGED SHIPMENT: On or about April 28, 1944, from New Brunswick, N. J.

PRODUCT: 96 50-tablet packages and 60 100-tablet packages of vitamin and mineral tablets, and 5 cartons, each containing 12 100-tablet bottles, of B complex tablets at Seattle, Wash.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents of the products, vitamins A and B₁, in the vitamin and mineral tablets, and vitamin B₁, in the B complex tablets, had been in whole or in part omitted.

Misbranding, Section 403 (a), the label statements (vitamin and mineral tablets) "3 Daily Tablets supply Not Less Than: Vitamin A.... 5,000 U. S. P. Units, Vitamin B₁.... 1,000 Micrograms (333 U. S. P. Units)" and (B complex tablets) "Each Tablet Contains Vitamin B₁ (Thiamine) 500 U. S. P. Units" were false and misleading.

The products were adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: September 29, 1950. Default decree of condemnation and destruction.

INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 16751 TO 16800

PRODUCTS

	N. J. No.		N. J. No.
Apple butter.....	16782	Cinnamon cake.....	16755
Bakery products.....	16755	Coffee sweepings.....	¹ 16751, 16752
Beverages and beverage materials.....	¹ 16751, 16752	Cottage cheese, creamed.....	16768
Black-eyed peas (in bags).....	16783	Cottonseed meal (animal feed) ..	16771
Bread	16755	Currant jelly.....	16780
Buns	16755	Dairy products.....	16764-16769
Butter.....	16764-16766	Dog food.....	16772
Cake, cinnamon.....	16755	Dwarfies wheat germ.....	16798
Candy.....	16753, 16754	Feeds and grains.....	16770-16772
Cereals and cereal products.....	16755-16763	Fish and shellfish.....	16773-16776
Cheese, cottage, creamed.....	16768	Flavors. See Spices, flavors, and seasoning materials.	
cream	16769	Flounder fillets, frozen.....	16773
grated	16767	Flour.....	16756-16761

¹ (16751) Seizure contested. Contains opinion of court, findings of fact, and conclusions of law.