

within the meaning of the law since it is a substance not required in the production of the product and can be avoided by good manufacturing practice.

Misbranding, Section 403 (i) (2), the product was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each such ingredient.

DISPOSITION: March 10, 1953. Default decree of condemnation. The court ordered that the product be delivered to the county for de-icing pavements, etc.

20599. Misbranding of Whitex Special antioxidant. U. S. v. 21 Cases * * *.
(F. D. C. No. 34740. Sample Nos. 20552-L, 20563-L.)

LABEL FILED: March 7, 1953, District of Minnesota.

ALLEGED SHIPMENT: On or about November 7, 1952, and January 23, 1953, by Kemmco Products, from Stevens Point, Wis.

PRODUCT: 21 cases, each containing 12 1-pound jars, of Whitex Special antioxidant at Minneapolis, Minn. Examination showed that the product contained sodium bisulfite.

LABEL, IN PART: (Jar) "Whitex Special Anti-Oxidant Fortified With Synox."

NATURE OF CHARGE: Misbranding, 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 such ingredient.

DISPOSITION: May 25, 1953. Default decree of destruction.

20600. Adulteration of food color. U. S. v. Mil-Kay Corp. of America. Plea of nolo contendere. Fine of \$500, plus costs. (F. D. C. No. 34342. Sample Nos. 1173-L, 7942-L, 38858-L, 53926-L, 59012-L.)

LABEL FILED: May 5, 1953, Eastern District of Missouri, against the Mil-Kay Corp. of America, St. Louis, Mo.

ALLEGED SHIPMENT: On or about August 4, 5, and 9, 1952, from the State of Missouri into the States of Pennsylvania, Virginia, Tennessee, Georgia, and Florida.

LABEL, IN PART: "Special Mil-Kay Color F. D. & C. Yellow No. 6."

NATURE OF CHARGE: Adulteration, Section 402 (c), the article contained a coal-tar color, FD&C Yellow No. 6, which was other than one from a batch that had been certified in accordance with regulations.

DISPOSITION: May 29, 1953. The defendant having entered a plea of nolo contendere, the court fined it \$500, plus costs.

INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 20551 TO 20600

PRODUCTS

| | N. J. No. | | N. J. No. |
|-----------------------------|-------------|--------------------------------|--------------|
| Almonds, unshelled | 20576 | Chilies | 20585 |
| Antioxidant, Whitex Special | 20599 | Color, food | 20600 |
| Apples, dried | 20568 | Cornmeal | 20551, 20552 |
| Black-eyed peas, dried | 20570 | Cumin seed | 20586 |
| Blueberries, canned | 20565 | Egg(s), frozen | 20559 |
| Caraway seed | 20584 | whites, frozen | 20560 |
| Carrot juice | 20571 | Erhaltungssalz (meat preserva- | |
| Celery juice | 20571 | tive) | 20597, 20598 |
| Cereals and cereal products | 20551-20558 | Ethonatal Caplets | 20591 |
| | | Filberts, unshelled | 20576 |