

**SECTIONS OF FEDERAL FOOD, DRUG, AND COSMETIC ACT INVOLVED IN VIOLATIONS
REPORTED IN F. N. J. NOS. 22651-22750**

Adulteration, Section 402 (a) (2), the article contained an added poisonous or deleterious substance which was unsafe within the meaning of Section 406; Section 402 (a) (3), the article consisted in part of a filthy or decomposed substance, or was otherwise unfit for food; Section 402 (a) (4), the article had been prepared, packed, or held under insanitary conditions whereby it may have become contaminated with filth; Section 402 (b) (1), a valuable constituent of the article had been in whole or in part omitted or abstracted therefrom; Section 402 (b) (2), a substance had been substituted wholly or in part for the article.

Misbranding, Section 403 (a), the labeling of the article was false and misleading; Section 403 (b), the article had been offered for sale under the name of another food.

Oleomargarine, Section 407 (b) (3), the label of the article, when sold and offered for sale, failed to bear the word "oleomargarine" or "margarine" and a full and accurate statement of all the ingredients contained in such oleomargarine or margarine; Section 407 (c), colored oleomargarine or margarine was possessed in a form ready for serving at a public eating place, and no notice that oleomargarine or margarine was being served was displayed; and colored oleomargarine or colored margarine was served at a public eating place, and each separate serving neither bore, nor was accompanied by, labeling identifying it as oleomargarine or margarine, and it was not triangular in shape.

BEVERAGES AND BEVERAGE MATERIALS

22651. Fruit beverage bases. (F. D. C. No. 35608. S. Nos. 66-368 L, 66-371 L, 66-374 L, 88-608 L.)

INFORMATION FILED: 4-12-55, N. Dist. Ill., against Harvest Sun Products, Inc., Chicago, Ill., Forrest J. Plymate, president, and James L. Reynolds, treasurer.

SHIPPED: Between 7-10-53 and 3-26-54, from Illinois to Wisconsin.

LABEL IN PART: (Btl.) "Net Contents 1 Gallon Dalee Breakfast Orange Flavored Base 1 to 20 [or "'Dalee' Pure Fruit Concord Grape Concentrate" or "Grapefruit Rickey 1 to 20"] Harvest Sun Products, Inc. 1521 West Walton Street, Chicago 22, Illinois."

CHARGE: 402 (a) (2)—contained when shipped an added poisonous and deleterious substance, quaternary ammonium compound, which is unsafe within the meaning of the law since it is not required in the production of the food and can be avoided by good manufacturing practice.

PLEA: Nolo contendere.

DISPOSITION: 12-16-55. Corporation fined \$600, plus costs; each individual fined \$200.

22652. Coffee. (F. D. C. No. 37872. S. Nos. 14-544/5 M.)

INFORMATION FILED: 6-1-55, E. Dist. Mo., against H. P. Coffee Co., a corporation, St. Louis, Mo., and Wm. H. Petring, Sr., president.

VIOLATION: Between 12-26-54 and 2-15-55, the defendants caused a quantity of coffee while held for sale to be placed in a building inhabited by cats and to be exposed to contamination by cats, which acts resulted in the article being adulterated.