

United States Department of Agriculture

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT

[Given pursuant to section 4 of the Food and Drugs Act]

23151-23225

[Approved by the Acting Secretary of Agriculture, Washington, D. C., April 6, 1935]

23151. Misbranding of canned grapefruit juice. U. S. v. Nassau Packing Co. and Soal S. Goffin. Pleas of nolo contendere. Fine, \$50. Soal S. Goffin sentenced to 3 months' imprisonment. Prison sentence suspended and defendant placed on probation for 3 years. (F. & D. no. 28186. I. S. nos. 11788, 21426, 22812.)

Sample cans of grapefruit juice taken from each of the shipments in this case were found to contain less than the declared volume.

On April 22, 1933, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Nassau Packing Co., a corporation, and Soal S. Goffin, Jacksonville, Fla., alleging shipment by said defendant in violation of the Food and Drugs Act, as amended, in various shipments on or about May 6, May 21, and July 15, 1931, from the State of Florida into the State of California, of quantities of grapefruit juice which was misbranded. The article was labeled in part: "Contents 1 Pt. 2 Flu. Ozs. * * * Florida Chief Brand Pure Grape Fruit Juice Packed by the Grape Fruit Packing Company S. S. Goffin Jacksonville, Florida."

The article was alleged to be misbranded in that the statement "Contents 1 Pt. 2 Flu. Ozs.", borne on the label, was false and misleading and for the further reason that it was labeled so as to deceive and mislead the purchaser since each of a number of the cans contained less than 1 pint 2 fluid ounces. Misbranding was alleged for the further reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package since the cans contained less than declared.

On October 5, 1934, Soal S. Goffin individually and the corporation, through Goffin, entered pleas of nolo contendere and a fine of \$50 was imposed. Defendant Goffin was also sentenced to 3 months' imprisonment. The prison sentence was suspended and the defendant was placed on probation for 3 years.

M. L. WILSON, *Acting Secretary of Agriculture.*

23152. Adulteration of canned shrimp. U. S. v. The Nassau Packing Co., Inc. Plea of nolo contendere. Fine, \$50. (F. & D. no. 29378. I. S. nos. 12641, 12659, 12660.)

This case was found on an interstate shipment of canned shrimp, samples of which were found to be decomposed or putrid.

On April 8, 1933, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Nassau Packing Co., Inc., a corporation, Jackson, Fla., alleging shipment by said company, in violation of the Food and Drugs Act, on or about November 11, 1931, from the State of Florida into the State of Oregon, of a quantity of canned shrimp which was adulterated.