

RESULTS OF INVESTIGATION: The article was shipped in unlabeled cans from West Monroe, La., to Raymond Sloan, Joplin, Mo., who labeled the article as described above.

LIBELED: 12-16-64, E. Dist. Mo.

CHARGE: 402(b) (2)—while held for sale, a mixture of sugar sirup, sugar cane sirup, and sorghum sirup had been substituted in whole or in part for sorghum sirup; and 403(a)—the label statement "Sorghum" was false and misleading as applied to a product consisting of a mixture of sorghum sirup, sugar cane sirup, and sugar sirup.

DISPOSITION: 2-19-65. Consent—claimed by Sappington Fruit & Produce, St. Louis County, Mo., and relabeled.

30330. Sorghum sirup. (F.D.C. No. 50937. S. No. 86-115 A.)

QUANTITY: 134 cases of 12 4½-lb. cans each, at Lebanon, Mo.

SHIPPED: Between 8-1-64 and 9-30-64, from West Monroe, La., by Old Mill Syrup Co.

LABEL IN PART: (Can) "New Crop County Sorghum Made for Roy McClain Carthage, Mo."

LIBELED: 1-29-65, W. Dist. Mo.

CHARGE: 402(b) (2)—when shipped, a sweetening substance other than sorghum sirup had been substituted in whole or in part for sorghum sirup; and 403(a)—the label statement "Sorghum" was false and misleading as applied to a product containing a sweetening substance other than sorghum sirup.

DISPOSITION: 8-4-65. Consent—claimed by Lebanon Wholesale Grocer Co., Lebanon, Mo., and relabeled.

30331. Sorghum molasses. (F.D.C. No. 51185. S. No. 18-720 B.)

QUANTITY: 154 cases of 12 btl. each, at Shafter, Calif.

SHIPPED: 11-19-64, from Frisco, Tex., by Stroupe's Pure Honey Co.

LABEL IN PART: (Btl.) "Pure Sorghum Molasses Contents 22 Fl. Oz. Distributed by S. L. Myrick Shafter, California."

RESULTS OF INVESTIGATION: Examination showed that the article was approximately 5.4 percent short in volume.

LIBELED: 5-11-65, S. Dist. Calif.

CHARGE: 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of quantity of contents.

DISPOSITION: 8-5-65. Consent—claimed by S. L. Myrick, and relabeled.

30332. Molasses sirup and cane sirup. (F.D.C. No. 51286. S. Nos. 21-908/09 B.)

QUANTITY: 194 labeled and unlabeled jars of molasses sirup, and 88 labeled and unlabeled jars of cane sirup, at Athens, Tex., in possession of Phillips Produce.

SHIPPED: 11-20-64, from West Monroe, La.

LABEL IN PART: (Jar) "New Crop Old Grand Dad Molasses * * * Sold By H. S. Phillips Athens, Texas * * * Contains * * * Contents 45 Ozs. or More," and "New Crop Ribbon Cane Syrup Sold by H. S. Phillips Athens, Texas Contents 45 Ounces or More."

RESULTS OF INVESTIGATION: The articles were shipped unlabeled. Thereafter, the dealer labeled some of the articles as described above.

Examination showed that the labeled jars of molasses sirup were approximately 14 oz. short weight, and the labeled jars of cane sirup were approximately 13 oz. short weight.

LIBELED: 4-28-65, E. Dist. Tex.

CHARGE: Unlabeled jars (both lots), 403(e)—while held for sale, the articles failed to bear a label containing (1) the name and place of business of the manufacturer, packer, or distributor, and (2) a statement of the quantity of the contents; and 403(i) (1)—the articles failed to bear labels containing the common or usual name of the food.

Labeled jars (both lots), 403(e) (2)—while held for sale, the articles failed to bear a label containing an accurate statement of the quantity of the contents, since the label statement "Contents 45 Ozs. or More" is inaccurate.

DISPOSITION: 8-23-65. Default—delivered to a Federal institution for its use.

30333. Ice cream toppings and sirups. (F.D.C. No. 50177. S. Nos. 61-959 T, 62-070 T, 62-510 T, 6-009 X, 6-065 X, 6-067 X, 7-761/2 X, 7-785 X.)

INFORMATION FILED: 12-10-64, Dist. Mass., against Snow Crest Finer Foods, Inc., Salem, Mass., and Edward Rachins, president and treasurer.

SHIPPED: Between 6-13-62 and 8-23-63, from Massachusetts to Maine, Connecticut, and Rhode Island.

LABEL IN PART: "Snow Crest Pineapple [or "Strawberry"] Ice Cream Topping, Mfd. by Snow Crest Bev. Inc. Salem, Mass. Net Wt. 14-ozs. [or "7 ozs.]" and "Snow Crest Syrup Genuine Vanilla [or "Coffee"] Flavor. Mfd. by Snow Crest Finer Foods, Inc. [or "Mfd. by Food Division Snow Crest Beverages, Inc.]" Salem, Mass. Net Weight 1-lb. 6-oz."

RESULTS OF INVESTIGATION: Examination showed that the articles were short weight.

CHARGE: 403(e) (2)—the articles failed to bear a label containing an accurate statement of the quantity of contents when shipped.

PLEA: Guilty.

DISPOSITION: 3-1-65. Corporation—\$2,250 fine; Rachins—\$1,800 fine.

DAIRY PRODUCTS

BUTTER

30334. Butter. (F.D.C. No. 50198. S. Nos. 8-043/4 B.)

QUANTITY: 80 64-lb. boxes at Kansas City, Kans.

SHIPPED: 5-6-65, from Superior, Nebr., by Farmers Union Cooperative Creamery Co.

LABEL IN PART: (Stamp on boxes) "BUTTER KEEP REFRIGERATED."

LIBELED: 6-18-65, Dist. Kans.

CHARGE: 402(b) (2)—when shipped, a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: 8-12-65. Consent—claimed by Farmers Union Cooperative Creamery Co., and reworked.