28287. Mustard. (F.D.C. No. 47462. S. No. 45-690 T.)

QUANTITY: 39 cases, 24 jars each, at Peoria, Ill.

SHIPPED: 3-28-62, from Davenport, Iowa, by Selby Johnson Corp.

LABEL IN PART: (Jar) "German Style Max Moeller Mustard * * * Mfd. by Selby Johnson Corporation * * * Davenport, Iowa 6 Oz."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 4-26-62, S. Dist. Ill.

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

DISPOSITION: 7-10-62. Default—delivered to charitable institutions.

28288. Mustard seed and peppercorns. (F.D.C. No. 47433. S. Nos. 20-988/92 T.)

QUANTITY: 180 100-lb. bags containing mustard seed, 60 140-lb. bags containing black pepper, 131 110-lb. bags containing mustard seed, 128 110-lb. bags containing mustard seed, and 372 100-lb. bags containing mustard seed, at Dallas, Tex., in possession of Morton Foods, Inc.

SHIPPED: (Black pepper) 12-8-61, from India; 180-bag lot and 372-bag lot, 1-30-62 and 2-1-62, from Sunburst, Mont.; 131-bag lot, 12-12-61, and 128-bag lot, 10-22-61, both from Denmark.

LIBELED: 4-11-62, N. Dist. Tex.

CHARGE: 402(a)(3)—contained rodent urine and paint; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 4-18-62. Consent—claimed by Morton Foods, Inc. Segregated; 54,100 lbs. destroyed.

28289. Bicarbonate of soda. (F.D.C. No. 47287. S. No. 1-384 T.)

QUANTITY: 62 100-lb. bags, at Fort Valley, Ga., in possession of Happyvale Flour Mills.

SHIPPED: 11-28-61, from New York, N.Y.

LIBELED: 4-9-62, M. Dist. Ga.

CHARGE: 402(a)(3)—contained rodent excreta and rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 6-28-62. Default—destruction.

28290. Vinegar. (F.D.C. No. 45567. S. Nos. 4-255 R, 4-749 R.)

INDICTMENT RETURNED: 7-25-61, Dist. Md., against Carl H. Woodland, manager of Inter-State Cider & Vinegar Co., Baltimore, Md.

SHIPPED: Between 4-1-60 and 7-12-60, from Maryland to Virginia.

LABEL IN PART: (Jug) "Log Cabin APPLE CIDER VINEGAR Contents 1 Fl. Gallon Inter-State Cider And Vinegar Co. Home Office, Baltimore, Md."

CHARGE: 402(b)(1)—the valuable constituent, apple cider vinegar, had been in part omitted from the article; and 402(b)(2)—a substance other than apple cider vinegar had been substituted in part for the article.

PLEA: Guilty.

DISPOSITION: 10-6-61. $1,500 fine and probation for 1 year.