

FEDERAL SECURITY AGENCY

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

6801-7000

FOODS

The cases reported herewith were instituted in the United States District Courts by the United States attorneys acting upon reports submitted by direction of the Federal Security Administrator.

WATSON B. MILLER, *Acting Administrator, Federal Security Agency.*

WASHINGTON, D. C., May 18, 1945.

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BEVERAGES AND BEVERAGE-MATERIALS

6801. Adulteration of beer. U. S. v. 1,497 Cases, 1,500 Cases and 60 Cases of Beer. Default decrees of condemnation and destruction. (F. D. C. Nos. 13912, 14118. Sample Nos. 61829-F, 79743-F, 79744-F.)

LIBELS FILED: On or about October 6 and 25, 1944, Northern District of Texas and Southern District of West Virginia.

ALLEGED SHIPMENT: On or about September 19 and 28, 1944, by the Commonwealth Brewing Corporation, from Springfield, Mass.

PRODUCT: Beer: 1,497 cases at Dallas, Tex., and 1,560 cases at Logan, W. Va., each case containing 24 12-ounce bottles.

LABEL, IN PART: "Gold Medal Tivoli Beer," or "Oxford Brand Beer."

VIOLATIONS CHARGED: Adulteration, Sections 402 (a) (2) and 406, the product contained an added poisonous and deleterious substance, fluorine, which was unsafe within the meaning of the law since it was a substance not required in the production of this food and could have been avoided by good manufacturing practice.

DISPOSITION: On or about November 4 and 13, 1944. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed. A portion of the bottles was ordered sold.