

PRODUCT: 34 cartons, each containing 24 1-ounce cans, of ground cinnamon at Mexico, Mo.

LABEL, IN PART: (Cans) "Florence Nightingale Pure Ground Cinnamon."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (1), a valuable constituent of cinnamon had been in part omitted from the article; Section 402 (b) (2), a substance, seed meal, had been in part substituted for ground cinnamon, which the article was represented to be; and, Section 402 (b) (4), seed meal had been added to the article and mixed and packed therewith so as to increase its bulk and reduce its quality and strength.

Misbranding, Section 403 (a), the name "Pure Ground Cinnamon" was false and misleading as applied to a mixture of cinnamon and seed-meal tissue; and, Section 403 (d), the container was so filled as to be misleading since the cinnamon occupied only half the volume of the cans.

DISPOSITION: August 28, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

7183. Misbranding of powdered cinnamon. U. S. v. 71 Dozen Tins of Powdered Cinnamon. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 12998. Sample No. 69695-F.)

LIBEL FILED: July 28, 1944, Northern District of Texas.

ALLEGED SHIPMENT: On or about February 3 and March 11, 1944, by General Spice Co., Chicago, Ill.

PRODUCT: 71 dozen tins, containing either ½ ounce or 1 ounce, of powdered cinnamon at Lubbock, Tex.

The product was packed in shaker cartons, the containers of the ½-ounce and 1-ounce size being identical.

LABEL, IN PART: (Tin) "General Brand * * * Pure Cinnamon."

VIOLATION CHARGED: Misbranding, Section 403 (d), the container of the ½-ounce cartons was so filled as to be misleading since the cinnamon occupied less than half of the volume of the carton.

DISPOSITION: September 2, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

7184. Adulteration of ginger root. U. S. v. 78 Bags of Ginger Root. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 12746. Sample No. 52637-F.)

LIBEL FILED: June 22, 1944, District of Massachusetts.

ALLEGED SHIPMENT: On or about March 29, 1943, and February 29, 1944, by Percy Junor, Ltd., from Spaulding, Jamaica.

PRODUCT: 78 bags, each containing 190 pounds, of ginger root at Millis, Mass.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments and beetles.

DISPOSITION: July 10, 1944. The Clicquot Club Co., Millis, Mass., claimant, having admitted the allegations of the libel, judgment of condemnation was entered (amended July 31, 1944) providing that the product be released under bond to be reconditioned by fumigation and brushing and polishing, to sift out all dirt, insects, and insect excreta.

7185. Adulteration of poppy seed. U. S. v. 2 Bags, 3 Bags, and 43 Bags of Poppy Seed. Tried to the court. Judgment of dismissal entered. Reversed on appeal. (F. D. C. Nos. 6662, 7388, 8253. Sample Nos. 77031-E, 77032-E, 79333-E, 6301-F.)

LIBELS FILED: Between January 8 and August 25, 1942, Northern District of Ohio, Middle District of Pennsylvania, and Eastern District of Missouri.

ALLEGED SHIPMENT: Between the approximate dates of November 19, 1941, and February 25, 1942, by Arco Products Co., from Brooklyn, N. Y.; and on or about April 3, 1942, by the Royale Popcorn Co., of Cleveland, Ohio, from Utica, N. Y.

PRODUCT: 2 bags at Cleveland, Ohio, 3 bags at Wilkes-Barre, Pa., and 43 bags at St. Louis, Mo., each bag containing 110 pounds of poppy seed.

Examination showed the article to be white poppy seed, one lot being artificially colored with a black carbon pigment, and the other 2 lots being artificially colored black with charcoal.