CHARGE: 402 (b) (1)—a valuable constituent, olive oil, had been in whole or in part omitted from the article when shipped.

DISPOSITION: 10–11–57. Default—delivered to a charitable institution for its use, and not for sale.

OLEOMARGARINE

24246. Colored oleomargarine. (F. D. C. No. 40454. S. No. 33–601 M.)

INFORMATION FILED: 12–20–57, W. Dist. Mo., against Jack Massey t/a Massey's Cafe, Liberty, Mo.

ALLEGED VIOLATION: On 2–14–57, at Liberty, Mo., the defendant unlawfully possessed and served quantities of colored oleomargarine or colored margarine.

CHARGE: 407 (c)—colored oleomargarine or colored margarine was possessed at a public eating place, namely, Massey's Cafe, in a form ready for serving, and no notice that oleomargarine or margarine was being served was displayed; and colored oleomargarine or colored margarine was served at a public eating place, namely, Massey's Cafe, in a separate serving which neither bore, nor was accompanied by, labeling identifying it as oleomargarine or margarine, and which was not triangular in shape.

PLEA: Guilty.

DISPOSITION: 12–20–57. $50 fine, plus costs.

24247. Colored oleomargarine. (F. D. C. No. 40431. S. No. 62–299 M.)

INFORMATION FILED: 12–12–57, E. Dist. N. Y., against A & A Food Service, Inc., Brooklyn, N. Y., and Seymour Ross, manager.

ALLEGED VIOLATION: On 3–2–57, the defendants unlawfully sold and offered for sale a number of packages which contained colored oleomargarine and which were labeled "It's Farm Crest Brand Lightly Salted Creamery Butter 4 Oz. Net It's Graded AA It's 93 Score Distributed by AFPCO, New York, New York."

CHARGE: 407 (b) (3)—the label of the article failed to bear (a) the word "oleomargarine" or "margarine" and (b) a full and accurate statement of all the ingredients contained in such colored oleomargarine.

PLEA: Guilty.

DISPOSITION: 1–10–58. Corporation fined $500, and individual sentenced to 9 months in prison.

SPICES, FLAVORS, AND SEASONING MATERIALS

24248. Mustard seed cake. (F. D. C. No. 40227. S. No. 14–594 M.)

QUANTITY: 54 100-lb. bags at St. Louis, Mo., in possession of Halben Food Mfg. Co., Inc.

SHIPPED: 12–24–55, from Sunburst, Mont.

LIBELED: 4–23–57, E. Dist. Mo.

CHARGE: 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 5–20–57. Default—destruction.

24249. Poppyseeds. (F. D. C. No. 40380. S. No. 14–567 M.)

QUANTITY: 10 110-lb. bags at St. Louis, Mo., in possession of W. E. Beckmann Co.

SHIPPED: 4–15–57, from New York, N. Y.