

LABEL, IN PART: "Cosco Esterex * * * Contains Water and (Salts and Esters of Monochloracetic Acid)," "Cosco Esterex * * * a buffered aqueous solution of monochloracetic acid and its selected esters, salt, and glycerine. Directions for stabilizing purposes use ½ ounce to each gallon of bottling syrup, or to 6 gallons of finished drink," or "Cosco Esterex * * * an aqueous solution of monochloracetic acid and its salts and esters, glycerine, salt and certified food color. Caution: Esterex in its present concentrated form is caustic, is not a finished food and should be used with care * * * Directions when use of a stabilizer is indicated by good manufacturing procedure, add ½ ounce of Esterex to each gallon of bottling syrup, or to 6 gallons of finished drink."

NATURE OF CHARGE: Misbranding, Section 403 (a), the labeling of the article was misleading in that it represented to purchasers that the article was wholesome and suitable for use as a component of beverages used by man, whereas the article contained monochloracetic acid, a poisonous and deleterious substance; and the labeling failed to reveal the material fact in the light of the representations made, that the article contained a poisonous and deleterious substance.

DISPOSITION: Between April 17, 1945, and March 22, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

10003. Adulteration of grape juice. U. S. v. 1,086 Cans of Grape Juice. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17187. Sample No. 31573-H.)

LABEL FILED: August 24, 1945, Southern District of California.

ALLEGED SHIPMENT: On or about May 29, 1945, by the Monmouth Products Co., from Asbury Park, N. J.

PRODUCT: 1,086 5-gallon cans of grape juice at Los Angeles, Calif. This product was undergoing active fermentation.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: October 8, 1945. The Monmouth Products Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for conversion into alcohol or brandy of any portion fit for such purposes, under the supervision of the Food and Drug Administration.

10004. Adulteration of grapefruit juice. U. S. v. 1,798 Cases of Grapefruit Juice (and 1 other seizure action against grapefruit juice). Consent decrees of condemnation and destruction. (F. D. C. Nos. 15892, 17196. Sample Nos. 20091-H, 22921-H.)

LABELS FILED: April 9 and August 24, 1945, Eastern District of Missouri and District of Nebraska.

ALLEGED SHIPMENT: On or about March 5 and May 17, 1945, by the Christensen Products Co., from Weslaco, Tex.

PRODUCT: 1,798 cases, each containing 24 1-pint, 2-ounce cans, of grapefruit juice at St. Louis, Mo., and 555 cases, each containing 12 1-quart, 14-ounce cans, of the same product at Omaha, Nebr.

LABEL, IN PART: "Tom Boy 'flavor plus' [or "Fancy Red and White Brand"] Unsweetened Grapefruit Juice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of maggots, insect eggs, fly eggs, and fly fragments; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 10 and November 5, 1945. The shipper and the consignee of the Omaha lot having consented to the entry of a decree, and the claimant of the St. Louis lot having admitted the allegations of the libel, judgments of condemnation were entered and the product was ordered destroyed.