

10008. Adulteration and misbranding of enriched bread. U. S. v. Central Baking Co. Plea of guilty. Fine, \$320. (F. D. C. No. 15550. Sample Nos. 4167-F, 4176-F, 67822-F, 68246-F.)

INFORMATION FILED: July 20, 1945, Southern District of Ohio, against the Central Baking Co., a partnership, Cincinnati, Ohio.

ALLEGED SHIPMENT: On or about December 7 and 20, 1943, and May 3 and September 13, 1944, from the State of Ohio into the State of Kentucky.

PRODUCT: This product consisted of bread which was labeled to indicate that it had been made from enriched flour. The bread was deficient in certain enriching ingredients in the following respects: One shipment contained not more than 0.29 mg. of vitamin B₁ and not more than 0.5 mg. of riboflavin per pound; a second shipment contained not more than 0.85 mg. of vitamin B₁ per pound; a third shipment contained not more than 0.60 mg. of vitamin B₁, not more than 0.5 mg. of riboflavin, and not more than 9.5 mg. of niacin, per pound; and the fourth shipment contained not more than 0.29 mg. of vitamin B₁, not more than 0.36 mg. of riboflavin, and not more than 4.19 mg. of niacin, per pound. Bread made from enriched flour should contain not less than 1.1 mg. of vitamin B₁, not less than 0.7 mg. of riboflavin, and not less than 10 mg. of niacin, per pound.

LABEL, IN PART: Enriched Society Bread. (One shipment) "Enriched Society Bread * * * Six ounces of this bread supply you with at least the following amounts or percentages of your minimum daily requirements for these essential food elements: Vitamin B₁ 37½%"; (other shipment) "Enriched for better nutrition one half pound (about 8 slices) of this bread supplies you with at least the following amounts or percentages of your minimum daily requirements for these essential food substances: Thiamine (Vitamin B-1) 55%."

Enriched Twin Society Bread. (One shipment) "Enriched Twin Society Bread * * * Six ounces of this bread supply you with at least the following amounts or percentages of your minimum daily requirements for these essential food elements: Vitamin B₁ 37½%"; (other shipment) "Enriched for better nutrition one-half pound (about 8 slices) of this bread supplies you with at least the following amounts or percentages of your minimum daily requirements for these essential food substances: Thiamin (Vitamin B-1) 55%, Riboflavin (Vitamin B-2) 17.5% Niacin (another 'B' vitamin) 5 milligrams."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents (the vitamins referred to previously) had been in whole or in part omitted from the article.

Misbranding, Section 403 (a), the statements on the quoted labels were false and misleading. These statements represented and suggested that the article contained the nutritional elements which are contained in bread made from enriched flour, and that these elements would furnish the proportions of the minimum daily requirements for the enriching ingredients represented on the labels. The article did not contain certain nutritional elements in the amounts contained in bread made from enriched flour, and it would not furnish the proportions of the minimum daily requirements for the certain enriching ingredients represented.

DISPOSITION: December 19, 1945. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$40 on each count, a total fine of \$320.

10009. Adulteration of Swedish Rye Brittle Bread. U. S. v. 98 Cases of Swedish Rye Brittle Bread. Default decree of condemnation and destruction. (F. D. C. No. 17452. Sample No. 29914-H.)

LABEL FILED: September 14, 1945, Northern District of California.

ALLEGED SHIPMENT: On or about August 6, 1945, by the Rye Products Co., from Minneapolis, Minn.

PRODUCT: 98 cases, each containing 12 14-ounce packages, of Swedish Rye Brittle Bread at San Francisco, Calif.

LABEL, IN PART: "Delicatess Brod Genuine Swedish Style Brittle Bread."