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

DISPOSITION: October 2, 1947. A plea of nolo contendere having been entered on behalf of the defendant, a fine of $1,000 was imposed.

12009. Adulteration of cola sirup and imitation fruit sirups. U. S. v. 152 Jars * * * (and 2 other seizure actions). (F. D. C. Nos. 22263, 22305, 22651. Sample Nos. 54352-H, 54361-H, 68509-H, 68510-H, 68512-H, 68514-H, 68515-H.)

LIBELS FILED: February 6 and 26 and April 9, 1947, Middle and Western Districts of North Carolina and Western District of Missouri.

ALLEGED SHIPMENT: Between the approximate dates of September 17, 1946, and February 15, 1947, by Flavour Industries, Inc., from Chicago, Ill.

PRODUCT: 152 1-gallon jars of cola sirup at North Wilkesboro, N. C.; 55 1-gallon jugs of imitation orange sirup at Charlotte, N. C.; and 35 cases, each containing 4 1-gallon jugs, of imitation lemon, lime, orange, and cherry sirups at Independence, Mo.

LABEL, IN PART: "Leola Cola Syrup," "Imitation Orange Syrup [or "Lemon Syrup," "Lime Syrup," or "Cherry Syrup"]."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), saccharin had been mixed and packed with the articles so as to reduce their quality and strength and make them appear better and of greater value than they were.

DISPOSITION: May 5, 21, and 23, 1947. Default decrees of condemnation. The North Wilkesboro and Independence lots were ordered destroyed, and the Charlotte lot was ordered delivered to a public institution.

12010. Adulteration of fountain sirup. U. S. v. 46 Jars * * *. (F. D. C. No. 22111. Sample No. 54338-H.)

LIBEL FILED: December 23, 1946, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about July 26, 1946, by J. J. Brodsky & Sons, from Chicago, Ill.

PRODUCT: 46 1-gallon jars of fountain sirup at Biscoe, N. C.

LABEL, IN PART: "Flavour Industries Inc. Chicago 7, Ill. Leola Cola Syrup."

NATURE OF CHARGE: Adulteration, Section 402(b)(4), saccharin, a substance having no food value, had been added to the article and mixed and packed with it so as to reduce its quality or strength and make it appear to be a fountain sirup sweetened with sugar, which is better and of greater value than the article.

DISPOSITION: March 21, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

12011. Adulteration of malt sirup. U. S. v. 92 Drums * * * (and 1 other seizure action). (F. D. C. Nos. 22707, 22726. Sample Nos. 64482-H, 65978-H.)

LIBELS FILED: March 17 and 26, 1947, Eastern Districts of Pennsylvania and New York.

ALLEGED SHIPMENT: On or about February 14 and March 3, 1947, by the Malt Products Corp., from Maywood, N. J.

PRODUCT: 20 700-pound drums of malt sirup at Long Island City, N. Y., and 92 640-pound drums of the same product at Philadelphia, Pa.

LABEL, IN PART: "Superior Maltose Syrup."

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 insects and rodent hairs; and, Section 402 (a) (4), (Long Island City lot) it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 24 and April 16, 1947. The Malt Products Corp., Maywood, N. J., claimant, having consented to the entry of a decree, judgments of condemnation were entered. It was ordered that the Philadelphia lot be