BEVERAGES AND BEVERAGE MATERIALS

20951. Adulteration of soft drinks. U. S. v. Samuel Houston McNutt. Plea of guilty. Fine of $500, plus costs. (F. D. C. No. 35194. Sample Nos. 53584–L, 53585–L, 53604–L, 53606–L, 53607–L.)

INFORMATION FILED: November 4, 1953, Western District of Kentucky, against Samuel Houston McNutt, a partner of the Nehi Bottling Co., Paducah, Ky.

ALLEGED SHIPMENT: On or about July 23 and 24, 1953, from the State of Kentucky into the State of Illinois.

LABEL, IN PART: (Bottle) "Royal Crown RC Cola Contents 10 Fluid Ozs.," "Nehi Imitation Grape Soda," "Nehi Lime-Lemon Soda," and "Nehi Strawberry Soda."

NATURE OF CHARGE: Adulteration, Section 402 (a) (4), the articles had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: April 9, 1954. The defendant having entered a plea of guilty, the court fined him $500, plus costs.

20952. Adulteration and misbranding of coffee. U. S. v. 72 Bags * * * (and 1 other seizure action). (F. D. C. Nos. 34683, 34684. Sample Nos. 49973–L, 49974–L.)

LIBELS FILED: February 25, 1953, District of New Jersey.

ALLEGED SHIPMENT: On or about February 11, 1953, by Louvain Coffee Co., Inc., from New York, N. Y.

PRODUCT: 100 1-pound bags of coffee at Newark, N. J.

LABEL, IN PART: (Bag) "1 Pound Net 100% Pure Louvain 'Time Of Your Life' Coffee Hotel Blend."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a cereal product had been substituted in whole or in part for coffee, which the article was represented to be.

Misbranding, Section 403 (a), the name "Coffee" was false and misleading as applied to the article, which contained an added cereal product.

DISPOSITION: July 13, 1953. Louvain Coffee Co., Inc., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the court ordered that the product be released under bond for repacking and relabeling under the supervision of the Food and Drug Administration.

20953. Adulteration of coffee sweepings. U. S. v. 20 Bags * * *. (F. D. C. No. 27622. Sample No. 11549–L.)

LIBEL FILED: August 2, 1949, Eastern District of New York.

ALLEGED SHIPMENT: On various dates from various foreign countries to Brooklyn, N. Y.

PRODUCT: 20 75-pound bags of coffee sweepings at Brooklyn, N. Y.

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 dirt, wood splinters, matted fibers, and other miscellaneous debris. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: July 13, 1954. Arbuckle Jay Street Terminal, Inc., having appeared as claimant and later having withdrawn its claim, judgment of condemnation was entered and the court ordered that the product be destroyed.