BEVERAGES AND BEVERAGE MATERIALS

21601. Adulteration and misbranding of coffee. U. S. v. 49 Bags * * *. (F. D. C. No. 36530. Sample No. 52900–L.)

LIBEL FILED: April 27, 1954, District of New Jersey.

ALLEGED SHIPMENT: On or about April 7, 1954, by the Andrew's Coffee Co., from New York, N. Y.

PRODUCT: 49 1-pound bags of coffee at Jersey City, N. J.

LABEL, IN PART: (Bag) "Andrew's Weight One Pound Superior Quality Coffee."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of coffee and chickpeas had been substituted in whole or in part for coffee.

Misbranding, Section 403 (a), the label statement "Superior Quality Coffee" was false and misleading as applied to a mixture of ground roasted coffee and chickpeas.

DISPOSITION: July 1, 1954. Default decree of condemnation and destruction.

21602. Adulteration of coffee chaff. U. S. v. 59 Bags * * *. (F. D. C. No. 36798. Sample No. 52948–L.)

LIBEL FILED: May 24, 1954, Eastern District of New York.

ALLEGED SHIPMENT: On or about May 3, 1954, by American Home Foods, Inc., from Morris Plains, N. J.

PRODUCT: 59 40-pound bags of coffee chaff 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 insects and insect parts.

DISPOSITION: June 22, 1954. Default decree of condemnation and destruction.

21603. Adulteration and misbranding of Vess cream soda compound. U. S. v. 9 Bottles * * *. (F. D. C. No. 37026. Sample No. 31475–L.)

LIBEL FILED: July 29, 1954, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about June 23, 1954, by Whistle & Vess Beverages, Inc., from St. Louis, Mo.

PRODUCT: 9 1-quart bottles of Vess cream soda compound at Belleville, Ill. Examination showed that the product contained 1.1 grams of coumarin per 100 milliliters.

LABEL, IN PART: (Bottle) "Vess Cream Soda Compound 25 Gallon Unit Instructions For Mixing And Bottling To make 25 gallons of finished syrup."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, coumarin, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and can be avoided by good manufacturing practice.

Misbranding, Section 403 (e) (1) and (2), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and an accurate statement of the quantity of the contents; and, Section 403 (i) (2), the article was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each such ingredient.

DISPOSITION: August 26, 1954. Default decree of condemnation and destruction.