CHARGE: 402 (a) (2)—contained, when shipped, 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.

DISPOSITION: 8-15-56. Default—destruction.

MISCELLANEOUS FOODS

23399. Eg-O-Do, Spicey Spice, and Dip. (F. D. C. No. 38516. S. Nos. 1-804 M, 12-902 M, 32-769 M.)

INDICTMENT RETURNED: 3-5-56, E. Dist. Pa., against Herbert Kane, t/a Brokay Products, Philadelphia, Pa.

SHIPPED: Between 2-15-55 and 9-9-55, from Pennsylvania to Delaware, New Jersey, and Virginia.

LABEL IN PART: (Drum) "Brokay Eg-O-Do Net Wt. 250 lbs. Contains: Soya Flour, Egg Yolk, Skim Milk Powder, Lecithinated, Shortening, Cereal, Salt and Baking Powder, Egg Albumen, Certified Color Added," "Brokay Spicey Spice * * * Contents: Spices, Sugar, Vegetable Oil, Essential Oils, Cereals and Vanillin Net Weight: 100 Lbs.," and " 'Perfect' Fried Foods with Brokay Instant 'Dip' 10 Lbs. Net Weight * * * Contents: Egg Yolk, Milk Powder, Lecithin, Carotene, Vitamin A, Starch and Flour."

CHARGE: 402 (a) (3)—contained insects and insect fragments; and 402 (a) (4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 6-13-56. $600 fine; jail sentence for 1 year suspended and defendant placed on probation for 5 years.

23400. Cheese and butter mineral. (F. D. C. No. 39147. S. No. 40-987 M.)

QUANTITY: 11 drums at Paynesville, Minn.

SHIPPED: 4-26-56, from Neenah, Wis., by Alferi's Laboratories, Inc.

LABEL IN PART: (Drum) "Alferi's Cheese and Butter Mineral * * * Net Weight 110 * * * Contents: Sodium Chloride, Potassium Nitrate, Bicarbonate of Soda."

LIBELED: 6-15-56, Dist. Minn.

CHARGE: 403 (a)—the name "Cheese and Butter Mineral" was false and misleading since it represented and suggested that the article was suitable for use in the manufacture of cheese and butter, but it failed to reveal the material fact that the addition of the article to cheese and butter would render those foods in violation of the Federal Food, Drug, and Cosmetic Act.

DISPOSITION: 8-6-56. Default—destruction.

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PRODUCTS

	N. J. No.
Anginetti	[1] 23351
Bakery products	[1] 23351, 23352
Banana macaroons	[1] 23351
Beans, black-eyed, dried	23374
navy, dried	23375
pink, dried	23376

[1] (23351) Prosecution contested. Contains opinion of the court.