CHARGE: 402(b)(2)—when shipped, a substance consisting of a mixture of sorghum and partially inverted sugar sirup had been substituted for sorghum; 403(a)—the label statement "Pure Sorghum" was false and misleading; 403(b)—the product was offered for sale under the name of another food, namely, sorghum; and 403(i)(2)—the label of the product failed to bear the common or usual name of each ingredient of the product.

PLEA: Guilty.

DISPOSITION: 9–15–58. Fine of $200.

25196. Sirup. (F.D.C. No. 41964. S. No. 2–981 P.)

QUANTITY: 47 cases, 12 12-oz. btls. each, at Anniston, Ala.

SHIPPED: 5–23–58, from Columbus, Ga., by Dodd's Sauce Co.

LABEL IN PART: (Case and btl.) "Snider's Brand Pancake and Waffle Syrup A delicious blend of pure Cane and Maple Syrups with added natural flavors * * * Snider Bros. Co., Anniston, Alabama."

RESULTS OF INVESTIGATION: Examination showed that the article was an imitation maple sirup consisting of sugar sirup flavored with artificial maple flavor.

LIBELED: 7–30–58, N. Dist. Ala.

CHARGE: 402(b)(2)—imitation maple sirup had been substituted in whole or in part for cane and maple sirups when shipped; 403(a)—the label statement "Pure Cane and Maple Syrups" was false and misleading; 403(c)—the article was an imitation of another food, namely, maple sirup, and its label failed to bear the word "Imitation" and, immediately thereafter, the name of the food imitated; 403(e)(1)—the firm named on the label of the article was not the manufacturer of the article, and the name on the label was not qualified to show the relationship that such firm had with the product; 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; and 403(k)—the article contained artificial flavoring, and it failed to bear a label stating that fact.

DISPOSITION: 9–2–58. Default—delivered to a charitable institution.

25197. Sugar, chocolate malt cake mix, gingerbread mix, marble cake mix, and flour. (F.D.C. No. 41170. S. Nos. 71–572/5 M, 80–220 M.)

INFORMATION FILED: 4–16–58, N. Dist. Iowa, against Horace E. Brickner, t/a S. E. Brickner & Son, Decorah, Iowa.

ALLEGED VIOLATION: Between 11–6–56 and 9–26–57, while quantities of sugar, chocolate malt cake mix, gingerbread mix, marble cake mix, and flour were being held for sale after shipment in interstate commerce, the defendant caused the articles to be placed or held in a building that was accessible to rodents, insects, and birds and to be exposed to contamination by rodents, insects, and birds, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—the sugar contained insects, insect fragments, and rodent hair fragments; and 402(a)(4)—all of the articles were held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 7–22–58. Fine of $625.