

## SIRUP

**17066. Adulteration and misbranding of sorghum sirup. U. S. v. 99 Cases, etc.**  
(F. D. C. No. 29938. Sample No. 76479-K.)

**LIBEL FILED:** October 16, 1950, Western District of Arkansas.

**ALLEGED SHIPMENT:** On or about September 11, 1950, by M. Dawson, from Jefferson, Tex.

**PRODUCT:** Sorghum sirup. 99 cases, each containing 6 unlabeled 1-gallon cans, and 110 cases, each containing 12 unlabeled ½-gallon cans, at Springdale, Ark.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing glucose had been substituted in part for sorghum.

Misbranding, Section 403 (b), the product was offered for sale under the name of another food, namely, sorghum; and, Sections 403 (e) (1) and (2), the product was a food in package form and 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. Further misbranding, Sections 403 (i) (1) and (2), the label failed to bear the common or usual name of the food; and the product was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each ingredient.

**DISPOSITION:** January 2, 1951. M. Dawson, Springdale, Ark., having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling, under the supervision of the Food and Drug Administration.

**17067. Adulteration and misbranding of sorghum sirup. U. S. v. 31 Cases, etc.**  
(F. D. C. No. 30205. Sample Nos. 77849-K, 77850-K.)

**LIBEL FILED:** December 13, 1950, Eastern District of Missouri.

**ALLEGED SHIPMENT:** In or about October or November 1950, from New Iberia, La.

**PRODUCT:** Sorghum sirup. 31 cases, each containing 12 ½-gallon cans, and 3 cases, each containing 6 1-gallon cans, at St. Louis, Mo.

**RESULTS OF INVESTIGATION:** The product was unlabeled when picked up at New Iberia, La., by Charles Miller, trucker of Joplin, Mo., but was labeled as indicated below when delivered by Charles Miller to the firm in possession of the goods at St. Louis, Mo.

**LABEL, IN PART:** "Sorghum Made From Pure Cane Juice \* \* \* Weight 4½ Pounds Or Over."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a commercial glucose sirup had been substituted in whole or in part for sorghum.

Misbranding, Section 403 (a), the label designation "Sorghum" was false and misleading; and, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Weight 4½ Pounds Or Over" was inaccurate and the declaration should be in terms of fluid measure. (The ½-gallon cans contained an average of 5 pounds, 9.72 ounces, and the 1-gallon cans an average of 9 pounds, 1.03 ounces.) The product was adulterated and misbranded while held for sale after shipment in interstate commerce.

**DISPOSITION:** January 8, 1951. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions.