

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture having little or no pungency had been substituted for black pepper, which the product was represented to be.

Misbranding, Section 403 (a), the prominent label designation "Black Pepper" was false and misleading.

DISPOSITION: January 2, 1951. Default decree of condemnation and destruction.

17100. Adulteration of chili peppers, ground red peppers, and base for imitation black pepper. U. S. v. 40 Bags, etc. (F. D. C. No. 29953. Sample Nos. 86041-K to 86043-K, incl.)

LIBEL FILED: On or about October 31, 1950, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about April 20, May 24, and December 21, 1949, and January 25 and August 30, 1950, from New York, N. Y., and San Antonio and Fort Worth, Tex.

PRODUCT: 40 bags of chili peppers, 42 bags of ground red peppers, and 8 bags of base for imitation black pepper at New Orleans, La.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insects. The products were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 4, 1950. Default decree of condemnation and destruction.

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PRODUCTS

	N. J. No.		N. J. No.
Almonds, shelled.....	17088	Durum wheat.....	17062
Bakery products.....	17055-17057	Feeds and grains.....	17074, 17075
Beans, green, stringless, canned.....	17082	Fish and shellfish.....	17076-17080
Beets, canned.....	17082	Flavors. <i>See</i> Spices, flavors, and seasoning materials.	
Beverages and beverage mate- rials.....	17051-17054	Flour.....	17058-17060
Brazil nuts.....	17089, 17090	Fruits and vegetables.....	17051- 17054, 17081-17087
Bread.....	17055, 17056	fruit, frozen.....	17081
Butter.....	17069	tomatoes and tomato prod- ucts.....	17052-17054, 17083-17087
Candy.....	17064	vegetables.....	17082
Cereals and cereal prod- ucts.....	17055-17063	Grains. <i>See</i> Feeds and grains.	
Cheese, grated.....	17070	Grape juice.....	17051
Chestnuts.....	17091	Green beans, stringless, canned.....	17082
Chili peppers.....	17100	Griddlecake flour.....	17059
Chocolate coating, sweet.....	17065	Grits, soy.....	17063
Cookies.....	17057	Haddock fillets, frozen.....	17076
Corn meal.....	17060	Instant Whip.....	17073
Corn, okra, and tomatoes, canned (mixed vegetables).....	17082	Lemon, terpeneless oil of.....	17098
Cream, whipping.....	¹ 17071	Nuts.....	17088-17092
Dairy products.....	¹ 17069-17073	Okra, canned.....	17082

¹ (17071) Prosecution contested.

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See 17105
file

FEDERAL SECURITY AGENCY

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

17101-17150

FOODS

The cases reported herewith were instituted in the United States district courts by the United States attorneys, acting upon reports submitted by the Federal Security Agency. Published by direction of the Federal Security Administrator.

CHARLES W. CRAWFORD,
Commissioner of Food and Drugs.

WASHINGTON, D. C., June 29, 1951.

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