OMB No. 1513-0046 (9/30/2006)

DEPARTMENT OF THE TREASURY

ALCOHOL AND TOBACCO TAX AND TRADE BUREAU (TTB)

FORMULA FOR DISTILLED SPIRITS UNDER THE FEDERAL ALCOHOL ADMINISTRATION ACT

(See Instructions and Conditions below)

1. CLASS AND TYPE OF PRODUCT

2. NAME, ADDRESS, AND PLANT NUMBER(S) OF MANUFACTURER *(See Instructions)*

3. PROOF *(Range may be shown)*

4. FORMULAS SUPERSEDED:

PLANT NUMBER	FORMULA NUMBER

5. FORMULA *(Use reverse if more space is needed)*

6. DATE	7. MANUFACTURER	8. BY *(Signature and Title)*

FOR TTB USE ONLY (Items 9, 10 and 11)

9. ☐ Harmless coloring, flavoring or blending materials must not total more than 2.5% by volume of the finished product.

☐ Sugar, dextrose or levulose or a combination thereof must be used in an amount not less than 2.5% by weight of the cordial or liqueur.

☐ The use of refining agents must not alter the basic characteristics or composition of the spirits.

☐ The blended whiskey must contain not less than 20% straight whiskey on a proof gallon basis.

LABELING *(finished product only)*

☐ The designation of the product must include a truthful and adequate statement of composition.

☐ The label must indicate the use of:

☐ caramel ☐ certified color

☐ artificial flavor ☐ wine

☐ _____

10. DATE	11. APPROVED - TTB SPECIALIST FOR THE ADMINISTRATOR, ALCOHOL AND TOBACCO TAX AND TRADE BUREAU.	12. FORMULA NUMBER

GENERAL INSTRUCTIONS

Every person who is required to file a formula under CFR, Parts 5, 7, 19, 24, and 25, will submit this form to the Advertising, Labeling, and Formulation Division, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street, NW Washington, DC 20220. Permit approval and formula approval are required prior to manufacture of any product requiring a formula. Production may commence upon receipt by the proprietor of an approved formula on TTB F 5110.38.

The number of copies to be filed is as follows: two copies for TTB's records, and either one additional copy, or one additional copy for each facility identified in item 2.

If the formula is approved, two copies will be retained by TTB and the remaining approved copy(ies) will be sent to the addressee. The addressee will forward approved copies (or two-sided reproductions) to each facility identified in item 2.

SPECIFIC INSTRUCTIONS

Item 1. The class and type must agree with one of the class and type designations in the regulations issued under the Federal Alcohol Administration Act, except for distilled spirit specialties or cocktails which may be designated as such for formula approval. Do not show a brand or fanciful name.

Item 2. Enter the name, complete address and plant number of the applicant and the city, State and plant number for all other plants where the product will be manufactured.

Item 3. If the product will be bottled at more than one proof, state the alcoholic content as a range to include all proofs at which the product will be bottled.

Item 4. Enter DSP number and formula number for each formula which is superseded.

Item 5.

(a) List all ingredients which will be used. Flavoring or blending materials must be identified by flavor title, name and address of the manufacturer or the importer, if alcoholic, the percentage of alcohol by volume and the manufacturer's commercial formula number, or if approved on TTB Form 5110.38, the formula number and date of approval.

(b) Identify all coloring agents added directly to the product or contained in flavor materials. Certified food colors must be identified by FD&C number, for example "FD&C Yellow No. 5."

(c) If any type of wine (including vermouth) is to be used in the product, state the kind, percentage of wine to be used, whether the wine is domestic or imported, whether the wine contains added wine spirits, and the percentage of alcohol by volume of the wine.

(d) If the finished product is to be labeled as containing a particular class and type of distilled spirits (such as "Blackberry Liqueur & Brandy" or "Coffee Liqueur & Non-Dairy Creamer") the ingredients used to produce the particular class and type of distilled spirits must be listed in a manner so that they are distinguishable from the remaining ingredients for the finished product.

Item 6. Number formulas in sequence. A proprietor of more than one distilled spirits plant must use a unique system of serial numbers which does not duplicate any formula number used at any plant prior to January 1, 1980.

CONDITIONS FOR FORMULA APPROVAL

This approval is granted under 27 CFR, Part 5 and does not in any way provide exemption from or waiver of the provisions of the Food and Drug Administration regulations relating to the use of food and color additives in food products.

Addition of remnants or returned merchandise to a completed product made under the same formula is permitted.

PAPERWORK REDUCTION ACT NOTICE

This request is in accordance with the Paperwork Reduction Act of 1995. The information collection is used by TTB to determine that wine is processed in an authorized manner and meets one of the standards of identity for wine. The information is required to obtain a benefit.

The estimated average burden associated with this collection of information is 2 hours per respondent or recordkeeper, depending on individual circumstances. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to Reports Management Officer, Regulations and Rulings Division, Alcohol and Tobacco Tax and Trade Bureau, Washington, DC 20020.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.