

19677. Adulteration of frozen strawberries. U. S. v. Sunshine Packing Corp. of Pennsylvania and Fred L. Rahal. Pleas of nolo contendere. Corporation fined \$500 and costs; individual defendant fined \$250. (F. D. C. No. 33830. Sample Nos. 34819-L, 53352-L, 53353-L.)

INFORMATION FILED: January 19, 1953, Eastern District of Missouri, against the Sunshine Packing Corp. of Pennsylvania, North East, Pa., and Fred L. Rahal, president and treasurer.

ALLEGED SHIPMENT: On or about May 26, 1952, from the State of Missouri into the State of Pennsylvania.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a decomposed substance by reason of the presence of decomposed strawberries.

DISPOSITION: March 17, 1953. The defendants having entered pleas of nolo contendere, the court fined the corporation \$500 and costs and the individual defendant \$250.

19678. Adulteration of frozen strawberries. U. S. v. 419 Cans \* \* \*. (F. D. C. No. 33581. Sample No. 44512-L.)

LABEL FILED: September 8, 1952, District of Massachusetts.

ALLEGED SHIPMENT: On or about May 29, 1952, by M. W. Miller & Co., from Little Rock, Ark.

PRODUCT: 419 30-pound cans of frozen strawberries at Somerville, Mass.

LABEL, IN PART: "Arkansas Strawberries \* \* \* Packed By Miller Distributing Co. Inc. \* \* \* McRae, Arkansas."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of rotten berries.

DISPOSITION: April 22, 1953. Miller Distributing Co., Inc., Marshfield, Wis., 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 the segregation and the destruction of the unfit portion, under the supervision of the Food and Drug Administration. 19 30-pound cans of the product were destroyed, and the remainder were released to the claimant.

#### VEGETABLES

19679. Adulteration of canned asparagus. U. S. v. 21 Cases \* \* \*. (F. D. C. No. 34025. Sample No. 46671-L.)

LABEL FILED: On or about October 17, 1952, Southern District of Texas.

ALLEGED SHIPMENT: On or about June 2, 1952, from Milford, Ill.

PRODUCT: 21 cases, each containing 6 14-ounce cans, of asparagus at Corpus Christi, Tex.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (Examination disclosed that the product was decomposed.) The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 30, 1952. Default decree of condemnation and destruction.