

**3081. Adulteration of red kidney beans. U. S. v. 25 Sacks of Red Kidney Beans. Default decree of condemnation and destruction. (F. D. C. No. 6224. Sample No. 67916-E.)**

This product was moldy.

On November 14, 1941, the United States attorney for the Eastern District of Arkansas filed a libel against 25 sacks of red kidney beans at Little Rock, Ark., alleging that the article had been shipped in interstate commerce on or about October 2, 1941, by Schloss & Kahn from Montgomery, Ala.; and charging that it was adulterated in that it consisted wholly or in part of a decomposed substance. The article was labeled in part: (Sacks) "CHP Haxton Red Kidney Beans Geo. W. Haxton & Son Oakfield, N. Y."

On February 12, 1942, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

#### FROZEN FRUITS

**3082. Adulteration of frozen blackberries. U. S. v. 1 Barrel of Frozen Blackberries. Default decree of condemnation and destruction. (F. D. C. No. 6355. Sample Nos. 16887-E, 73141-E.)**

Examination of this product showed the presence of moldy berries.

On or about December 15, 1941, the United States attorney for the Western District of Missouri filed a libel against 1 barrel of frozen blackberries at Kansas City, Mo., alleging that the article had been shipped in interstate commerce on or about September 16, 1941, by Tacoma Ice Co. from Sumner, Wash.; and charging that it was adulterated in that it consisted wholly or in part of a decomposed substance. The article was labeled in part: "National Fruit Canning Co. Seattle, Wash. \* \* \* Cultivated Blackberries."

On February 13, 1942, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**3083. Adulteration of frozen strawberries. U. S. v. 110 Barrels of Frozen Strawberries. Default decree of condemnation and destruction. (F. D. C. No. 6828. Sample No. 84025-E.)**

Examination of this product showed the presence of moldy berries.

On or about February 10, 1942, the United States attorney for the Southern District of New York filed a libel against 110 barrels of frozen strawberries at Bronx [New York], N. Y., alleging that the article had been shipped in interstate commerce on or about September 4, 1941, by Mukai & Son from Vashon, Wash.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance. The article was labeled in part: "Rock Garden Brand 4&1 Marshall Strawberries No. 2."

On March 2, 1942, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

#### CANNED FRUITS

**3084. Adulteration of canned blackberries. U. S. v. 277 Cartons and 46 Cases of Canned Blackberries. Decrees of condemnation. Portion released under bond; remainder ordered destroyed. (F. D. C. Nos. 6369, 6370. Sample Nos. 61586-E, 61437-E.)**

Examination of this product showed the presence of moldy berries.

On December 6, 1941, the United States attorneys for the Northern District of California and the District of Idaho filed libels against 277 cartons of canned blackberries at San Francisco, Calif., and 46 cases of canned blackberries at Boise, Idaho, alleging that the article had been shipped in interstate commerce on or about September 16 and October 24, 1941, by G. P. Halferty & Co. from Seattle, Wash.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance. The article was labeled in part: "Mountain Home Brand \* \* \* Blackberries, Haas Brothers, Distributors, Oakland"; or "Yellow Band Brand Blackberries \* \* \* Distributed by G. P. Halferty & Co. Seattle, U. S. A."

On March 4, 1942, Haas Bros. having appeared as claimant for the lot seized at San Francisco, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be brought into conformity with the law under the supervision of the Food and Drug Administration. On January 5, 1942, no claimant having appeared for the lot seized at Boise, judgment of condemnation was entered and the product was ordered destroyed.