

## FRESH FRUIT

Nos. 5901 to 5909 report actions involving apples that bore a spray residue that contained lead or arsenic, or both, which might have rendered them injurious to health.

**5901. Adulteration of apples. U. S. v. 15 Bushels of Apples. Default decree of condemnation and destruction.** (F. D. C. No. 11037. Sample No. 47103-F.)

**LIBEL FILED:** October 15, 1943, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about September 17, 1943, by I. J. Pepper, Benton Harbor, Mich.

**PRODUCT:** 15 bushels of apples at Chicago, Ill.

**LABEL, IN PART:** "Jonathan F. W. Rodewald R. 2 Watervliet, Mich."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (1), the apples contained an added poisonous or deleterious substance, lead, which might have rendered them injurious to health.

**DISPOSITION:** December 22, 1943. No claimant having appeared, the product was condemned and ordered destroyed.

**5902. Adulteration of apples. U. S. v. 625 Boxes of Apples. Decree of condemnation. Product ordered released under bond for cleaning.** (F. D. C. No. 11266. Sample No. 3932-F.)

**LIBEL FILED:** On or about November 10, 1943, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about October 12, 1943, by J. K. McArthur, Entiat, Wash.

**PRODUCT:** 625 boxes of apples at Kansas City, Mo.

**LABEL, IN PART:** "J. K. McA—Delicious Pine Tree Brand Apples Grown And Packed by J. K. McArthur Entiat Washington," and "Delicious Pete's Best Brand Apples Shipped by Pete's Best Packing Co. \* \* \* Dalles, Oregon."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (1), the product contained an added poisonous or deleterious substance, lead, which might have rendered it injurious to health.

**DISPOSITION:** November 30, 1943. J. K. McArthur having appear as claimant, the product was ordered condemned and released under bond to be cleaned or peeled.

**5903. Adulteration of apples. U. S. v. 827 Cartons of Apples. Consent decree of condemnation. Product ordered released under bond to be brought into compliance with the law.** (F. D. C. No. 11716. Sample No. 53919-F.)

**LIBEL FILED:** December 29, 1943, Southern District of California.

**ALLEGED SHIPMENT:** On or about December 1, 1943, by Ninth Street Skookum Growers, Inc., Wenatchee, Wash.

**PRODUCT:** 827 cartons of apples at Los Angeles, Calif.

**LABEL, IN PART:** "Blue Goose \* \* \* American Fruit Growers Inc \* \* \* Fancy Golden Delicious."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (1), the apples contained added poisonous or deleterious substances, arsenic and lead, which might have rendered them injurious to health.

**DISPOSITION:** March 17, 1944. The claimant, Ninth Street Skookum Growers, Inc., admitted the allegations of the libel. The product was condemned and ordered released under bond for reconditioning, which was accomplished by washing all applies that contained excessive spray residue.

**5904. Adulteration of apples. U. S. v. 30 Bushels of Apples. Default decree of condemnation and destruction.** (F. D. C. No. 11038. Sample No. 47105-F.)

**LIBEL FILED:** October 15, 1943, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about October 3 and 5, 1943, by Charles Emmert, Bangor, Mich.

**PRODUCT:** 30 bushels of apples at Chicago, Ill.

**LABEL, IN PART:** "U. S. No. 1 J. H. Huberty Breedsville, Mich. Jonathan."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (1), the apples contained an added poisonous or deleterious substance, lead, which might have rendered them injurious to health.

**DISPOSITION:** December 22, 1943. No claim having been entered; the product was condemned and ordered destroyed.