

**PRODUCT:** 194 30-pound cartons of raisins at Philadelphia, Pa.

**LABEL, IN PART:** (Cartons) "Sun-Maid Midget Thompson Seedless Raisins."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of weevils and larvae.

**DISPOSITION:** May 25, 1945. The H. J. Heinz Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be used in the distillation of alcohol, under the supervision of the Food and Drug Administration.

#### FRESH FRUIT

**8235. Adulteration of apples. U. S. v. 14 Bushels of Apples. Default decree of condemnation. Product ordered delivered to a charitable institution.** (F. D. C. No. 16330. Sample No. 10057-H.)

**LIBEL FILED:** May 10, 1945, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about May 5, 1945, by William C. Greenwald, from Olcott, N. Y.

**PRODUCT:** 14 bushels of apples at Pittsburgh, Pa. The product contained excessive spray residue.

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

**DISPOSITION:** June 11, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution, conditioned that the apples be washed and pared.

**8236. Adulteration of apples. U. S. v. 6 Bushels of Apples. Default decree of condemnation and destruction.** (F. D. C. No. 16329. Sample No. 10051-H.)

**LIBEL FILED:** May 7, 1945, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about May 2, 1945, by the Lerch Cooperative Cold Storage, Inc., from Lockport, N. Y.

**PRODUCT:** 6 bushels of apples at Pittsburgh, Pa. This product bore spray residue containing excessive lead.

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

**DISPOSITION:** May 24, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8237. Adulteration of apples. U. S. v. 1,596 Boxes of Apples. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 16351. Sample Nos. 6094-H, 6096-H.)

**LIBEL FILED:** March 12, 1945, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about February 7 and 8, 1945, by the Yakima Fruit Growers Association, from Yakima, Wash.

**PRODUCT:** 1,596 boxes of apples, each containing approximately 1 bushel, at New York, N. Y. These apples bore excessive fluorine spray residue.

**LABEL, IN PART:** "Big Y Brand Winesap Apples."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product bore and contained an added poisonous and deleterious substance, fluorine, in an unsafe quantity and in excess of the limit fixed by regulation.

**DISPOSITION:** April 3, 1945. The Yakima Fruit Growers Association, claimant, having admitted the allegations of the libel, judgment of condemnation was entered. Examination having shown that a portion of the apples did not bear excessive fluorine residue, the court ordered that the product be released under bond, conditioned that the good portion be released and the remainder returned to the claimant at Yakima for removal of the fluorine, under the supervision of the Food and Drug Administration.

**8238. Adulteration of apples. U. S. v. 9 Boxes of Apples. Default decree of condemnation. Product ordered delivered to a charitable institution.** (F. D. C. No. 16086. Sample No. 23823-H.)

**LIBEL FILED:** On or about March 22, 1945, Northern District of Texas.

**ALLEGED SHIPMENT:** On or about February 21, 1945, by the Yakima County Horticultural Union, from Yakima, Wash.

**PRODUCT:** 9 boxes, each containing 1 bushel, of apples at Fort Worth, Tex. This product bore spray residue containing excessive lead.

**LABEL, IN PART:** "White Ribbon Brand \* \* \* Yakima Apples."

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

**DISPOSITION:** May 8, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution on condition that the peel, core, and stem ends be removed, and the apples washed under the supervision of the Food and Drug Administration.

**8239. Adulteration of blueberries. U. S. v. 24 Crates of Blueberries. Default decree of condemnation and destruction.** (F. D. C. No. 17109. Sample No. 4742-H.)

**LIBEL FILED:** July 12, 1945, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about July 10, 1945, by Philip Wescoat, from Hammonton, N. Y.

**PRODUCT:** 24 crates, each containing 12 1-pint baskets, of blueberries at Philadelphia, Pa. This product was infested with maggots.

**LABEL, IN PART:** "Wescoat's Gold Seal Blueberries."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy vegetable substance.

**DISPOSITION:** August 8, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8240. Adulteration of fresh currants. U. S. v. 4 Barrels of Fresh Currants. Default decree of condemnation and destruction.** (F. D. C. No. 17090. Sample No. 4831-H.)

**LIBEL FILED:** August 4, 1945, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about July 9, 1945, by J. Ed McGowan, from Marlborough, N. Y.

**PRODUCT:** 4 barrels, each containing approximately 350 pounds, of red currants at Philadelphia, Pa.

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of moldy and decomposed currants.

**DISPOSITION:** August 8, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

#### MISCELLANEOUS FRUIT PRODUCTS

**8241. Adulteration of apple butter. U. S. v. 49 Cases of Apple Butter (and 2 other seizure actions against apple butter). Default decrees of condemnation and destruction.** (F. D. C. Nos. 16439, 16440, 16489. Sample Nos. 9357-H, 9365-H, 9608-H.)

**LABELS FILED:** June 13 and 18, 1945, Western District of New York.

**ALLEGED SHIPMENT:** On or about May 3 and 19, 1945, by the Knouse Corporation, from Peach Glen, Pa.

**PRODUCT:** 49 cases and 19 cases at Rochester, N. Y., and 297 cases at Buffalo, N. Y. Each case contained 12 jars of apple butter. Examination showed that the product contained mold, indicating the use of rotten apples.

**LABEL, IN PART:** "Golden Orchard Apple Butter."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

**DISPOSITION:** July 24 and 27, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

**8242. Adulteration of canned apple butter. U. S. v. 129 Cases of Canned Apple Butter. Default decree of condemnation and destruction.** (F. D. C. No. 16007. Sample No. 629-H.)

**LIBEL FILED:** May 5, 1945, Middle District of Georgia.

**ALLEGED SHIPMENT:** On or about January 27, 1944, by the Zigler Canning Co., from Timberville, Va.

**PRODUCT:** 129 cases, each containing 24 1-pound, 7-ounce cans, of apple butter at Macon, Ga. Examination showed that the product was undergoing chemical