

**8443. Adulteration of canned, mashed sweet potatoes. U. S. v. 272 Cases of Canned Sweet Potatoes. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 14719. Sample No. 89887-F.)**

**LIBEL FILED:** December 9, 1944, Northern District of Mississippi.

**ALLEGED SHIPMENT:** On or about October 9, 1944, by the George F. Porbeck Co., from Little Rock, Ark.

**PRODUCT:** 272 cases, each containing 24 1-pound, 13-ounce cans, of sweet potatoes at Greenwood, Miss.

This product was underprocessed, and it was undergoing decomposition.

**LABEL, IN PART:** "Lusian Brand Selected Golden Mashed Sweet Potatoes."

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

**DISPOSITION:** June 21, 1945. G. V. Ketteringham, trading as the Ketteringham Canning Co., Ville Platte, La., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be brought into compliance with the law by segregating and destroying the unfit portion and reprocessing the good portion under the supervision of the Food and Drug Administration.

**8444. Adulteration of canned, mashed sweet potatoes. U. S. v. 635 Cases of Mashed Sweet Potatoes. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 14883. Sample No. 63653-F.)**

**LIBEL FILED:** January 6, 1945, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about October 15, 24, and 26, 1944, by the Alabama Products Canning Co., Inc., from Roanoke, Ala.

**PRODUCT:** 635 cases of mashed sweet potatoes at Atlanta, Ga. Examination showed that the article was underprocessed and that it was undergoing active bacterial decomposition.

**LABEL, IN PART:** "Morris Brand Mashed Sweet Potatoes."

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

**DISPOSITION:** June 27, 1945. The Alabama Products Canning Co., Inc., having filed an answer admitting that a portion of the product was adulterated, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Federal Security Agency.

**8445. Adulteration and misbranding of sauerkraut. U. S. v. 18 Cases of Sauerkraut. Default decree of condemnation and destruction. (F. D. C. No. 14423. Sample No. 82552-F.)**

**LIBEL FILED:** On or about November 28, 1944, District of New Jersey.

**ALLEGED SHIPMENT:** On or about October 20, 1944, by the Youner Pickle Co., from Brooklyn, N. Y.

**PRODUCT:** 18 cases, each containing 12 1-quart jars, of sauerkraut at Newark, N. J.

**LABEL, IN PART:** "Joy Brand \* \* \* Sauerkraut."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (b) (2), sauerkraut containing an excessive amount of brine and vinegar had been substituted in whole or in part for sauerkraut containing a normal amount of packing medium.

Misbranding, Section 403 (d), the containers were so filled as to be misleading, since the jars containing the article were large enough to hold about 40 percent more sauerkraut.

**DISPOSITION:** March 26, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8446. Adulteration and misbranding of sauerkraut. U. S. v. 50 Cases of Sauerkraut. Default decree of condemnation and destruction. (F. D. C. No. 14422. Sample No. 82550-F.)**

**LIBEL FILED:** November 20, 1944, District of New Jersey.

**ALLEGED SHIPMENT:** On or about October 24, 1944, by Leibowitz Pickle Products, from Brooklyn, N. Y.

**PRODUCT:** 50 cases, each containing 12 1-quart jars, of sauerkraut at Newark, N. J.

**LABEL, IN PART:** "Liebo Brand Sauerkraut."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (b) (2), brine and vinegar had been substituted in part for sauerkraut, which the article was represented to be.

Misbranding, Section 403 (d), the container was so filled as to be misleading, since the jars containing the article were large enough to hold at least 40 percent more sauerkraut.

**DISPOSITION:** March 26, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8447. Adulteration and misbranding of sauerkraut. U. S. v. 61 Cases of Sauerkraut. Default decree of condemnation and destruction.** (F. D. C. No. 14855. Sample No. 83051-F.)

**LIBEL FILED:** On or about December 22, 1944, District of Connecticut.

**ALLEGED SHIPMENT:** On or about February 28, 1944, by Golden's Pickle Works, Inc., from Brooklyn, N. Y.

**PRODUCT:** 61 cases, each containing 12 1-quart jars, of sauerkraut at Hartford, Conn.

**LABEL, IN PART:** (Jars) "Golden's Sauerkraut."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance; and, Section 402 (b) (2), brine had been substituted in part for sauerkraut, which the article was represented to be.

Misbranding, Section 403 (d), the container of the article was so filled as to be misleading, since the jars containing the article were large enough to hold at least 25 percent more sauerkraut.

**DISPOSITION:** February 23, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8448. Adulteration and misbranding of sauerkraut. U. S. v. 160 Cases of Sauerkraut. Default decree of condemnation. Product ordered destroyed, or distributed to charitable institutions.** (F. D. C. No. 14563. Sample No. 83029-F.)

**LIBEL FILED:** On or about November 22, 1944, District of Connecticut.

**ALLEGED SHIPMENT:** On or about October 26, 1944, by Stanley's Products, from Brooklyn, N. Y.

**PRODUCT:** 160 cases, each containing 12 1-quart jars, of sauerkraut at Bridgeport, Conn.

**LABEL, IN PART:** "Old Fashioned Sauerkraut \* \* \* Packed by Becker & Bigman Brooklyn, N. Y."

**VIOLATION CHARGED:** Adulteration, Section 402 (b) (2), cabbage, salt, vinegar, and water had been substituted for old-fashioned sauerkraut containing cabbage and salt, which the article was represented to be.

**DISPOSITION:** April 18, 1945. No claimant having appeared, judgment of condemnation was entered and the article was ordered distributed to charitable institutions, provided that it was found fit for human consumption. If not found fit, it was to be destroyed.

**8449. Adulteration and misbranding of sauerkraut. U. S. v. 40 Cases of Sauerkraut. Default decree of condemnation and destruction.** (F. D. C. No. 14561. Sample No. 82553-F.)

**LIBEL FILED:** November 22, 1944, District of New Jersey.

**ALLEGED SHIPMENT:** On or about October 13, 1944, by the American Roland Food Co., from New York, N. Y.

**PRODUCT:** 40 cases, each containing 12 1-quart jars, of sauerkraut at Newark, N. J.

**LABEL, IN PART:** "Golden's Fancy Sauerkraut \* \* \* Packed by Golden's Pickle Works, Inc., Brooklyn, N. Y."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (b) (2), cabbage, salt, vinegar, and water had been substituted for sauerkraut containing cabbage, salt, and vinegar, which the article was represented to be.

Misbranding, Section 403 (d), the container was so filled as to be misleading, since the jars containing the article were large enough to hold at least 30 percent more sauerkraut.

**DISPOSITION:** March 26, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.