

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of larvae.

DISPOSITION: January 15 and February 15, 1946. The claimant for the 98 boxes having consented to the entry of a decree, and no claim having been made for the remaining lot, judgments of condemnation were entered and the product was ordered destroyed.

9514. Adulteration of figs. U. S. v. 35 Cases and 73 Cases of Figs (and 7 other seizure actions against figs). Decrees of condemnation. Portion of product ordered released under bond; remainder ordered destroyed. (F. D. C. Nos. 17545, 19150, 19151, 19273, 19316 to 19318, incl., 19335 to 19337, incl., 19371 to 19373, incl. Sample Nos. 21579-H, 25673-H, 27156-H, 27158-H, 28576-H, 28577-H, 47088-H, 47110-H, 47326-H, 47331-H, 47332-H, 47334-H, 47336-H, 47707-H, 47709-H.)

LIBELS FILED: Between February 19 and March 22, 1946, Western District of Washington, District of Colorado, and District of Nebraska.

ALLEGED SHIPMENT: Between the approximate dates of November 14 and December 11, 1945, by the California Packing Corporation, from Fresno, Calif.

PRODUCT: Figs. 35 cases, each containing 24 1-pound packages; and 73 cases, each containing 24 8-ounce packages, at Bellingham, Wash.; 1,400 50-pound cases at Omaha, Nebr.; and 432 25-pound cases, 64 cases, each containing 24 8-ounce packages, and 118 cases, each containing 24 12-ounce packages, at Denver, Colo.

LABEL, IN PART: "Sphinx Brand Naturalpak Black Mission Figs [or "Roeding's Fancy Quality Sphinx Brand Black Figs Extra Choice Sound & Clean," or "Arabian Brand Calif. Figs.]" Packed by Roeding Fig Co., Fresno, Calif.," "Roeding's Sun Dried Natural California Figs * * * Arabian Brand White Figs," "California Fruits * * * Sphinx Brand Black Figs Packed by Roeding Fig Co. Fresno Calif.," "California Fruits * * * Silver Band Brand Fancy Black Figs," "Sphinx Brand Black Figs Extra Fancy Packed by Roeding Fig Co. Fresno Calif.," "Arabian Brand White Figs * * * Packed by Roeding Fig Co.," "Silver Band Brand Fancy White Figs," or "Roeding's Finest Naturalpak Black Mission Figs Packed by Roeding Fig & Olive Co., Fresno, California."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance, by reason of the presence of insect-infested figs, and a decomposed substance, as evidenced by the presence of moldy and sour figs.

Misbranding, Section 403 (a), the statement "Sound and Clean," appearing on the label of one of the Denver lots, was false and misleading as applied to insect-infested, moldy, and sour figs.

DISPOSITION: Between March 26 and May 10, 1946, the Roeding Fig. Co., claimant, having consented to the entry of decrees against the Nebraska and Washington lots, and no claimant having appeared for the other lots, judgments of condemnation were entered. It was ordered that the product in the Nebraska and Washington lots be released under bond for segregation of the fit from the unfit portion, or that it otherwise be brought into compliance with the law, and that the product in the other lots be destroyed.

9515. Adulteration of raisins. U. S. v. 218 Cases of Raisins. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 19302. Sample No. 53201-H.)

LIBEL FILED: March 7, 1946, Southern District of California.

ALLEGED SHIPMENT: On or about January 3, 1946, by the Ryan Grocery Co., from Billings, Mont.

PRODUCT: 218 cases, each containing 30 pounds, of raisins at Del Rey, Calif.

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 fermented raisins.

DISPOSITION: April 16, 1946. Nerces Azadian, trading as the Central California Packing Co., Del Rey, Calif., claimant having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be used for distilling purposes, under the supervision of the Food and Drug Administration.