

11776. Adulteration of apples. U. S. v. 49 Bushels * * *. (F. D. C. No. 21295. Sample No. 40778-H.)

LABEL FILED: October 10, 1946, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 7, 1946, by John Moses, from Golden Eagle, Ill.

PRODUCT: 49 bushels of apples at St. Louis, Mo.

LABEL, IN PART: "Champion Brushed."

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the article contained an added poisonous or deleterious substance, lead, which may have rendered it injurious to health.

DISPOSITION: November 1, 1946. Default decree of condemnation. The apples were ordered delivered to a charitable institution, conditioned that they be peeled and that the peelings and cores be destroyed under the supervision of the Food and Drug Administration.

11777. Adulteration of apples. U. S. v. 41 Bushels * * *. (F. D. C. No. 21293. Sample No. 40773-H.)

LABEL FILED: October 9, 1946, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 7, 1946, by John Moses, from Golden Eagle, Ill.

PRODUCT: 41 bushels of apples at St. Louis, Mo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (1); the article contained an added poisonous or deleterious substance, lead, which may have rendered it injurious to health.

DISPOSITION: November 1, 1946. No claimant having appeared, judgment of condemnation was entered and the apples were ordered delivered to a charitable institution, conditioned that they be peeled and that the peelings and cores be destroyed under the supervision of the Food and Drug Administration.

11778. Adulteration of raisins. U. S. v. Central California Packing Co. and Nerces Azadian. Pleas of nolo contendere. Fines of \$800 against the individual and \$200 against the company. (F. D. C. No. 21522. Sample Nos. 20966-H, 56867-H.)

INFORMATION FILED: January 20, 1947, Southern District of California, against the Central California Packing Co., a partnership, Del Rey, Calif., and Nerces Azadian, a member of the partnership.

ALLEGED SHIPMENT: On or about December 18 and 29, 1945, from the State of California into the States of Rhode Island and Nebraska.

LABEL, IN PART: "Del Cara Brand Thompson Seedless Raisins Packed by Central California Packing Co.," or "Black Bird Brand Thompson Raisins Packed for H. P. Lau Co., Lincoln, Nebr."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of moldy and decomposed raisins.

DISPOSITION: February 21, 1947. Pleas of nolo contendere having been entered, the court imposed fines of \$800 against the individual and \$200 against the company.

11779. Adulteration of raisins. U. S. v. Turlock Dehydrating & Packing Co., a partnership, and Knut Knutsen and Oscar M. Knutsen. Pleas of nolo contendere. Partnership defendant fined \$200; each individual defendant fined \$20. (F. D. C. No. 21520. Sample Nos. 12601-H, 12602-H, 15034-H.)

INFORMATION FILED: January 20, 1947, Northern District of California, against the Turlock Dehydrating & Packing Co., Turlock, Calif., and Knut Knutsen and Oscar M. Knutsen, partners.

ALLEGED SHIPMENT: On or about October 26 and November 1, 1945, from the State of California into the States of Illinois and Massachusetts.

LABEL, IN PART: "Kanco Brand Thompson Seedless Raisins," or "Soda Dipped Thompson Seedless Raisins."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of moldy raisins.

DISPOSITION: April 7, 1947. Pleas of nolo contendere having been entered on behalf of the three defendants, the court imposed fines of \$200 against the partnership and \$20 against each individual defendant.

11780. Adulteration of dried peaches and raisins. U. S. v. Vagim Packing Co., a partnership, and James G. Vagim. Pleas of nolo contendere. Partnership fined \$1,000; individual fined \$500. (F. D. C. No. 21532. Sample Nos. 1094-H, 12175-H.)

INFORMATION FILED: March 28, 1947, Southern District of California, against the Vagim Packing Co., Fresno, Calif., and James G. Vagim, a partner.

ALLEGED SHIPMENT: Between the approximate dates of January 8 and 18, 1946, from the State of California into the States of Georgia and Rhode Island.

LABEL, IN PART: "Sail-Maker Brand Varigrade Yellow Peaches," or "Plump and Meaty * * * Thompson Seedless Raisins."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the peaches consisted in part of a filthy and decomposed substance by reason of the presence of sand, black grit, dirt, and moldy peaches; the raisins consisted in part of a decomposed substance by reason of the presence of moldy and decomposed raisins.

DISPOSITION: August 14, 1947. The partnership having entered a plea of nolo contendere to counts 1 and 2 and not guilty to counts 3, 4, and 5, was fined \$500 on each of the first 2 counts. James G. Vagim having entered a plea of nolo contendere to count 1 and not guilty to counts 2, 3, 4, and 5, was fined \$500 on the first count. All counts of the information to which a plea of not guilty was entered were dismissed.

11781. Adulteration of prunes. U. S. v. 2,863 Cartons * * *. (F. D. C. No. 21413. Sample No. 52681-H.)

LIBEL FILED: November 14, 1946, Southern District of Indiana.

ALLEGED SHIPMENT: On or about August 6, 1946, by the Clara Val Packing Co., from Morgan Hill, Calif.

PRODUCT: 2,863 25-pound cartons of prunes at Terre Haute, Ind.

LABEL, IN PART: "Hi Value Santa Clara Prunes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: January 3, 1947. Recipe Foods, Inc., Terre Haute, Ind., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for the separation of the portion fit for human consumption from the unfit portion. The latter was ordered destroyed, or used for animal feed or distillation purposes, all under the supervision of the Federal Security Agency.

11782. Adulteration of frozen blackberries. U. S. v. 951 Cases * * *. (F. D. C. No. 21384. Sample Nos. 66950-H, 67136-H.)

LIBEL FILED: On or about November 1, 1946, Northern District of Illinois.

ALLEGED SHIPMENT: On or about July 11, 1946, by the Craddock Canning & Preserve Co., from Paducah, Ky., to Kansas City, Mo., and reshipped from that point by Frost King Foods, Inc., on October 2, 1946.

PRODUCT: 951 cases, each containing 6 6-pound cans, of frozen blackberries at Chicago, Ill.

LABEL, IN PART: "Frost King Fancy Frozen Blackberries * * * Frost King Foods, Inc., Rochester, N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of maggots and other insects and decomposed berries.

DISPOSITION: December 13, 1946. Frost King Foods, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for salvage, under the supervision of the Food and Drug Administration. The product was used in the manufacture of brandy.

11783. Adulteration and misbranding of frozen cherries. U. S. v. 77 Cases * * *. (F. D. C. No. 21418. Sample No. 51570-H.)

LIBEL FILED: November 8, 1946, District of Minnesota.