

**14212. Adulteration of canned apricots. U. S. v. 20 Cases \* \* \*. (F. D. C. No. 26198. Sample No. 18364-K.)**

**LIBEL FILED:** December 1, 1948, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about October 15, 1948, by Phillip-Barr & Co., from New York, N. Y.

**PRODUCT:** 20 cases, each containing 6 6-pound, 12-ounce cans, of apricots at Cincinnati, Ohio.

**LABEL, IN PART:** "Headline Fancy Whole Unpeeled Apricots \* \* \* Packed By Fair View Packing Co., Inc., Hollister, San Benito County, California."

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

**DISPOSITION:** January 21, 1949. Default decree of condemnation and destruction.

**14213. Adulteration of canned cherries. U. S. v. 49 Cases \* \* \*. (F. D. C. No. 25903. Sample No. 19576-K.)**

**LIBEL FILED:** November 3, 1948, Middle District of Tennessee.

**ALLEGED SHIPMENT:** On or about December 6, 1946, from Vancouver, Wash.

**PRODUCT:** 49 cases, each containing 24 1-pound, 14-ounce cans, of sweet cherries at Nashville, Tenn.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of its chemical decomposition. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** December 16, 1948. Default decree of destruction.

**14214. Adulteration of canned cherries. U. S. v. 42 Cases \* \* \*. (F. D. C. No. 26425. Sample No. 36581-K.)**

**LIBEL FILED:** February 15, 1948, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about December 28, 1948, by the Eugene Fruit Growers Assoc., from Portland, Oreg.

**PRODUCT:** 42 cases, each containing 6 6-pound, 9-ounce cans, of cherries at Philadelphia, Pa.

**LABEL, IN PART:** "Wilamet Brand Dark Sweet Pitted Cherries."

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

Misbranding, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned cherries since more than 15 percent by count of cherries in the container of the article were blemished with scab or other abnormalities, and its label failed to bear a statement that it fell below such standard.

**DISPOSITION:** March 22, 1949. Default decree of condemnation and destruction.

**14215. Misbranding of canned cherries. U. S. v. 299 Cases \* \* \*. (F. D. C. No. 25951. Sample No. 43074-K.)**

**LIBEL FILED:** November 24, 1948, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about September 2, 1948, by the Traverse City Canning Co., from Traverse City, Mich.