

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insects in the raisins and insect excreta and webbing in the chocolate liquor. The products were adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** January 16, 1952. Default decree of condemnation and destruction.

#### FRESH FRUIT

**18473. Adulteration of fresh blueberries. U. S. v. 28 Cases \* \* \*. (F. D. C. No. 32241. Sample Nos. 8933-L, 8934-L.)**

**LIBEL FILED:** November 7, 1951, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about August 23, 1951, by T. A. Dumetz and W. H. Sumner, from Hartford, Mich.

**PRODUCT:** 28 cases, each containing 16 1-quart boxes, of blueberries at Chicago, Ill.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance. Examination disclosed that the product contained maggots.

**DISPOSITION:** December 28, 1951. Default decree of condemnation and destruction.

#### VEGETABLES AND VEGETABLE PRODUCTS\*

**18474. Adulteration of canned brown beans in chili gravy, U. S. v. 23 Cases \* \* \*. (F. D. C. No. 32255. Sample No. 15150-L.)**

**LIBEL FILED:** November 30, 1951, District of Nebraska.

**ALLEGED SHIPMENT:** On or about October 16, 1951, by the Ellis Canning Co., from Denver, Colo.

**PRODUCT:** 23 cases, each containing 24 cans, of canned brown beans in chili gravy at Omaha, Nebr.

**LABEL, IN PART:** (Can) "Ellis Western Style Brown Beans in Tasty Chili Gravy Net Weight 15½ oz. avoirdupois."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (1), the article contained added deleterious substances, stones, strings, and other extraneous materials, which may have rendered the article injurious to health.

**DISPOSITION:** December 26, 1951. Default decree of condemnation and destruction.

**18475. Misbranding of canned green beans. U. S. v. 437 Cases \* \* \*. (F. D. C. No. 32188. Sample No. 29467-L.)**

**LIBEL FILED:** December 10, 1951, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 22, 1951, by Washington Packers, Inc., from Tacoma, Wash.

\*See also No. 18455.

**PRODUCT:** 437 cases, each case containing 24 1-pound, 3-ounce cans, of green beans at New York, N. Y.

**LABEL, IN PART:** "Rainier Brand Cut Green Beans."

**NATURE OF CHARGE:** Misbranding, Section 403 (h) (1), the product fell below the standard of quality for cut green beans since there were present an excessive number of fibrous pods and tough strings.

**DISPOSITION:** December 22, 1951. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions.

**18476. Misbranding of canned black-eyed peas. U. S. v. 9 Cases, etc. (F. D. C. No. 31840. Sample No. 28287-L.)**

**LIBEL FILED:** October 11, 1951, Northern District of California.

**ALLEGED SHIPMENT:** On or about July 10, 1951, by Plains Food, Inc., Plainview, Tex.

**PRODUCT:** 54 cases, each containing 48 cans, of black-eyed peas at Sacramento, Calif.

**LABEL, IN PART:** (Can) "Packer's Best Green Black-Eyed Peas Contents 15½ Oz."

**NATURE OF CHARGE:** Misbranding, Section 403 (a), the statement on the label "Contents 15½ Oz." was false and misleading as applied to the article, the average net weight of which was less than 15½ ounces.

**DISPOSITION:** March 14, 1952. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions.

**18477. Adulteration of canned spinach. U. S. v. 159 Cases \* \* \*. (F. D. C. No. 32162. Sample No. 23414-L.)**

**LIBEL FILED:** December 4, 1951, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 13, 1951, by Flotill Products, Inc., from Stockton, Calif.

**PRODUCT:** 159 cases, each containing 6 6-pound, 2-ounce cans, of spinach at New York, N. Y.

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

**DISPOSITION:** December 6, 1951. Default decree of condemnation and destruction.

**18478. Adulteration of sweet pickle chips. U. S. v. 19 Cases \* \* \*. (F. D. C. No. 32168. Sample No. 26713-L.)**

**LIBEL FILED:** November 21, 1951, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about October 23, 1951, by Colony Foods, from Vineland, N. J.

**PRODUCT:** 19 cases, each containing 6 1-gallon cans, of sweet pickle chips at Philadelphia, Pa.