

SHIPPED: 6-9-52, from Illinois to Ohio.

LABEL IN PART: "Arlington Processed Brand Drawn Young Tom Turkeys."

CHARGE: 402 (b) (2)—a product containing added water was substituted in whole or in part for frozen turkeys when shipped; and 402 (b) (4)—water had been added to the article and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

PLEA: Guilty.

DISPOSITION: 4-10-53. Each individual fined \$500; partnership fined \$100, plus costs.

23438. Chop suey dinners. (F. D. C. No. 39283. S. No. 34-798 M.)

QUANTITY: 11 cases, 12 pkgs. each, each pkg. containing 1 can of noodles, 1 can of vegetables, and 1 btl. of sauce, at Indianapolis, Ind.

SHIPPED: 4-26-56, from Chicago, Ill., by Fuji Trading Co., Inc.

LABEL IN PART: (Pkg.) "Fuji Chop Suey Kwik Kit"; (can) "Fuji Chow Mein Noodles * * * Net Weight 3 Oz." and "Fuji New kwik cook Chop Suey Vegetables Contents 14½ Oz. Avd."; (btl.) "Fuji Sauce for Chop Suey and Table Use * * * Contents 2 fl. oz."

RESULTS OF INVESTIGATION: Examination showed that the chop suey vegetables were decomposed.

LIBELED: 7-2-56, S. Dist. Ind.

CHARGE: 402 (a) (3)—contained a decomposed substance when shipped.

DISPOSITION: 9-20-56. Default—destruction.

NUTS

23439. Cashew nuts. (F. D. C. No. 39168. S. Nos. 25-961/2 M.)

QUANTITY: 402 25-lb. cans at Des Moines, Iowa.

SHIPPED: 5-25-56 and 6-7-56, from New York, N. Y.

LIBELED: 7-19-56, S. Dist. Iowa.

CHARGE: 402 (a) (3)—contained insects, insect webbing, and insect-damaged nuts while held for sale.

DISPOSITION: 8-27-56. Consent—252 cans claimed by Braun Importing Co., Inc., New York, N. Y., and 150 cans claimed by Zaloom Bros. Co., Inc., N. Y. Segregated; 232 lbs. from 252-can lot and 200 lbs. from 150-can lot destroyed.

23440. Shelled peanuts. (F. D. C. No. 35451. S. Nos. 56-104/5 L.)

QUANTITY: 2,500 lbs. in unlabeled bags and 25 100-lb. labeled bags at Oswego, N. Y.

SHIPPED: 6-1-53 and 6-2-53, from Dawson, Ga., and Franklin, Va.

LIBELED: 8-1-53, N. Dist. N. Y.

CHARGE: 402 (a) (3)—contained live insects while held for sale.

DISPOSITION: 9-2-53. Consent—claimed by Oswego Candy Co., Inc., Oswego, N. Y. Segregated; 374 lbs. destroyed.

OILS AND FATS

23441. Olive oil. (F. D. C. No. 39288. S. No. 48-341 M.)

QUANTITY: 36 1-gal. cans at Newark, N. J.

SHIPPED: 5-22-56, from Brooklyn, N. Y., by Tania Importing Co., through Joseph Bruno, an itinerant peddler.

LABEL IN PART: (Can) "Puglia Brand * * * Pure Olive Oil Imported From Lucca, Italy."

LIBELED: On or about 6-27-56, Dist. N. J.

CHARGE: 402 (b) (2)—cottonseed oil with little or no olive oil had been substituted for olive oil when shipped; and 403 (a)—the label statement "Pure Olive Oil Imported From Lucca, Italy" was false and misleading as applied to the article, which contained cottonseed oil with little or no olive oil.

DISPOSITION: 8-13-56. Default—delivered to a charitable organization after being relabeled.

23442. Table and cooking oil. (F. D. C. No. 39145. S. Nos. 31-819 M, 49-297 M.)

QUANTITY: 116 cases, 6 1-gal. cans each, at Detroit, Mich.

SHIPPED: 3-6-56 and 5-9-56, from Chicago, Ill., by Columbus Packing Co.

LABEL IN PART: (Can) "Columbus Brand A Compound Oil."

LIBELED: 6-8-56, E. Dist. Mich.

CHARGE: 402 (b) (1)—a valuable constituent, olive oil, had been in whole or in part omitted from the article when shipped; 402 (b) (2)—corn oil and cottonseed oil with little or no olive oil had been substituted for a blend of corn oil and olive oil; and 403 (a)—the label statement "An Excellent Blend of Choice Corn Oil and Virgin Olive Oil" was false and misleading.

DISPOSITION: 10-24-56. Consent—claimed by Columbus Packing Co. and brought into compliance with the law by removal of the article from the 1-gal. cans into a bulk tank of oil.

23443. Table and cooking oil. (F. D. C. No. 39187. S. No. 58-246 M.)

QUANTITY: 27 cases, 6 1-gal. cans each, at Kansas City, Mo.

SHIPPED: 4-13-56, from Chicago, Ill., by Columbus Packing Co.

LABEL IN PART: (Can) "Columbus Brand A Compound Oil."

LIBELED: On or about 8-10-56, W. Dist. Mo.

CHARGE: 402 (b) (1)—valuable constituents, corn and olive oil, had been in whole or in part omitted from the article when shipped; 402 (b) (2)—cottonseed oil with little or no corn or olive oil had been substituted for a blend of corn oil and olive oil; and 403 (a)—the label statement "An Excellent Blend of Choice Corn Oil and Virgin Olive Oil" was false and misleading.

DISPOSITION: 9-28-56. Default—delivered to a city institution.

SPICES, FLAVORS, AND SEASONING MATERIALS

23444. Horseradish. (F. D. C. No. 32800. S. Nos. 63-214 K, 69-437 K, 84-772 K, 6-872/3 L, 6-881 L.)

INFORMATION FILED: 7-28-52, S. Dist. N. Y., against Christ H. Treffinger, t/a Bronx Home Food Products, Bronx, N. Y., and Carl Schaefer, an employee.

SHIPPED: Between 11-17-49 and 2-19-51, from New York to Massachusetts, Pennsylvania, and Ohio.

LABEL IN PART: (Btl.) "Premier Horse Radish Made from Selected Horseradish Roots And Seasoned Vinegar" or "Bronx Home Pure Prepared Horse Radish Made From Selected Roots And Seasoned Vinegar."