403(a)—vignettes depicting only whole unbroken apricots were false and misleading as applied to the canned apricots labeled "mixed pieces of irregular sizes and shapes" since the article consisted in part of apricot pits, disintegrated apricots, and crushed broken apricots; 403(g)(1)—the canned apricots labeled "mixed pieces of irregular sizes and shapes" failed to conform to the definition and standard of identity for such canned apricots, since the article was prepared in part from apricots past maturity, and was not pitted; 403(g)(2)—the canned apricots labeled "mixed pieces of irregular sizes and shapes" failed to bear the words showing the optional ingredients used, immediately and conspicuously preceding or following the name "apricots" wherever the name appeared on the label so conspicuously as to be easily seen under the customary conditions of purchase; 403(a)—the canned apricots labeled "whole unpeeled apricots in light syrup" bore the label statement "In Light Syrup" which was false and misleading since the article was packed in a medium designated as "Slightly Sweetened Water"; 403(g)(2)—the label of the canned apricots labeled "whole apricots in light syrup" did not bear the correct common name of the optional packing medium required by the definition and standard of identity for the article since the article was packed in "Slightly Sweetened Water"; and 403(e)(2)—the canned fruit cocktail failed to bear a label containing an accurate statement of quantity of contents since the label statement "Contents 1 Lb. 1 Oz." was inaccurate.

PLEA: Guilty.

DISPOSITION: 8–30–63. $3,250 fine.

29056. Glaced fruit (2 seizure actions). (F.D.C. Nos. 46539, 46766. S. Nos. 9–076 T, 9–587 T.)

QUANTITY: 52 35-lb. cans at Perry, N.Y.

SHIPPED: 10–14–61 and 11–4–61, from North East, Pa., by Ohio Fruit Products Co., Inc.

LABEL IN PART: "Garden of Eden Glaced Diced Fruit Red Citron * * * Packed By Ohio Fruit Products Co., Inc. North East, Pa."

LIBELED: 11–21–61 and 12–4–61, W. Dist. N.Y.

CHARGE: 402(a)(3)—contained *Drosophila* flies and insect fragments; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 2–7–62. Consent—claimed by Ohio Fruit Products Co., Inc., and destroyed.

FRESH FRUIT

29057. Fresh blueberries. (F.D.C. No. 47651. S. No. 7–357 X.)

QUANTITY: 39 crates, each containing 16 1-qt. boxes, at Boston, Mass.

SHIPPED: 8–1–63, from Manchester, N.H., by Flavor Fresh Brand Packaged Vegetables.

LIBELED: 8–2–63, Dist. Mass.

CHARGE: 402(a)(3)—contained maggots.

DISPOSITION: 9–9–63. Default—destruction.

29058. Oranges. (F.D.C. No. 48716. S. Nos. 27–518/19 V.)

QUANTITY: 117 cases, each containing approximately 163 oranges, at Kansas City, Mo.

SHIPPED: 1–26–63 and 2–14–63, from Fullerton, Calif., by Blue Goose Growers, Inc.