

**LIBELED:** 2-6-62, Dist. Idaho,  
**CHARGE:** 402(a)(3)—contained rodent urine while held for sale.  
**DISPOSITION:** 4-5-62. Default—delivered to a public institution for use as animal feed.

**27816. Romaine lettuce.** (F.D.C. No. 47019. S. No. 51-151 T.)

**QUANTITY:** 78 cases, each containing 20 heads, at Portland, Oreg.

**SHIPPED:** 1-29-62, from Holtville, Calif., by Abatti Produce Co.

**LABEL IN PART:** "Romaine."

**LIBELED:** 2-7-62, Dist. Oreg.

**CHARGE:** 402(a)(2)(B)—the article was a raw agricultural commodity and, when shipped, contained pesticide chemicals, namely, DDT and Toxaphene, which are unsafe within the meaning of 408(a) since the quantity of such pesticide chemicals on the article were not within the limits of the tolerance prescribed by regulations.

**DISPOSITION:** 3-12-62. Default—destruction.

**27817. Sweet peppers.** (F.D.C. No. 46752. S. No. 41-346 T.)

**QUANTITY:** 182 cases, 4 gal. jars each, at Bronx, N.Y.

**SHIPPED:** 9-15-61 and 9-26-61, from Buena, N.J., by Alliance Pickle Products, Inc.

**LABEL IN PART:** (Jar) "Colony Brand Sweet Peppers \* \* \* Packed By Alliance Pickle Products, Inc. Buena, N.J."

**LIBELED:** 12-5-61, S. Dist. N.Y.

**CHARGE:** 402(a)(3)—contained *Drosophila* flies, fly eggs, maggots, and insect parts when shipped.

**DISPOSITION:** 1-15-62. Default—destruction.

**27818. Sweet peppers.** (F.D.C. No. 46783. S. Nos. 41-343 T, 41-347/8 T.)

**QUANTITY:** 325 cases, 4 1-gal. jars each, of red sweet peppers, and 90 cases, 12 1-qt. jars each, of cherry peppers, at Bronx, N.Y.

**SHIPPED:** During September 1961 and 10-8-61, from Buena, N.J., by Alliance Pickle Products, Inc.

**LABEL IN PART:** (Jar) "Colony Brand Sweet Peppers [or "Cherry Peppers"] \* \* \* Packed By Alliance Pickle Products, Inc. Buena, N.J."

**LIBELED:** 12-12-61, S. Dist. N.Y.

**CHARGE:** 402(a)(3)—contained *Drosophila* flies, maggots, fly eggs, and insect fragments when shipped.

**DISPOSITION:** 1-16-62. Default—destruction.

**27819. Olives.** (F.D.C. No. 47038. S. No. 35-163 T.)

**QUANTITY:** 113 cases, 12 jars each, at Minneapolis, Minn.

**SHIPPED:** 12-8-61 and 1-12-62, from Chicago, Ill., by Specialty Food Packing & Importing Co.

**LABEL IN PART:** (Jar) "Spanish Pride No. 16 Dr. Wt. 9½ Oz. Avd. Spanish Salad Olives with Sweet Peppers \* \* \* Packed by Specialty Food Packing & Importing Co., Chicago, Ill."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 2-19-62, Dist. Minn.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 4-2-62. Consent—claimed by Specialty Food Packing & Importing Co., and released under bond for relabeling.

27820. Cocktail mix (pickles) and watermelon crowns (pickles). (F.D.C. No. 47171. S. Nos. 14-279/80 T.)

QUANTITY: 18 cases, 24 jars each, of cocktail mix; and 13 cases, 24 jars each, of watermelon crowns at Chicago, Ill.

SHIPPED: 11-29-61, from Savannah, Ga., by Fournier, Inc.

LABEL IN PART: (Jar) "Fournier's Cocktail Mix Sweet Pickled Asst. Fruits, Pickles, etc. \* \* \* Net Contents 12½ Oz. Avd. Packed by Fournier, Inc., Savannah, Ga." and "Fournier's Watermelon Crowns Sweet Pickled \* \* \* Net Contents 12½ Ozs. Avd. \* \* \* Packed by Fournier, Inc., Savannah, Ga."

RESULTS OF INVESTIGATION: Examination showed that the articles were short weight.

LIBELED: 2-23-62, N. Dist. Ill.

CHARGE: 403(e)(2)—when shipped, the articles failed to bear a label containing an accurate statement of the quantity of contents; and (cocktail mix) 403(i)(2)—the article was fabricated from two or more ingredients and its label failed to bear the common or usual name of each such ingredient.

DISPOSITION: 3-22-62. Default—destruction.

27821. Pickled cauliflower. (F.D.C. No. 47158. S. No. 14-585 T.)

QUANTITY: 21 cases, 24 16-oz. jars each, at Chicago, Ill.

SHIPPED: 10-6-60, from Brooklyn, N.Y., by Victoria Packing Corp.

LABEL IN PART: (Jar) "Cyrilla Brand Cauliflower in Vinegar & Salt and Certified Color \* \* \* Chicago Macaroni & Food Prods. Co. Distributors Chicago, Ill."

LIBELED: 2-19-62, N. Dist. Ill.

CHARGE: 403(g)(1)—when shipped, the article failed to conform to the definition and standard of identity for canned cauliflower, since it contained an artificial color, which is not permitted as an ingredient of canned cauliflower in such definition and standard.

DISPOSITION: 4-9-62. Default—delivered to public institutions.

### TOMATOES AND TOMATO PRODUCTS

27822. Canned tomatoes. (F.D.C. No. 46519. S. No. 46-071 T.)

QUANTITY: 181 cases, 24 1-lb. cans each, and 13 1-lb. cans at St. Louis, Mo.

SHIPPED: 4-24-61, from Prairie Grove, Ark., by Kelley Canning Co.

LABEL IN PART: (Can) "Cove Creek Hand Packed Tomatoes \* \* \* Packed by Kelley Canning Company Prairie Grove, Arkansas PGTOM/8196."

LIBELED: 11-7-61, E. Dist. Mo.