27709. Imitation red raspberry preserves and imitation strawberry preserves. (F.D.C. No. 47053. S. Nos. 33–542 T, 33–740 T.)

QUANTITY: 33 cases, 12 jars each, of imitation red raspberry preserves; and 96 cases, 12 jars each, of imitation strawberry preserves, at Hopkins, Minn.

SHIPPED: Between 11–2–61 and 1–29–62, from Fargo, N. Dak., by Paul-Mark, Inc.

LABEL IN PART: (Jar) "Paul-Mark Jr. * * * Imitation Red Raspberry Preserves * * * Made by Paul-Mark, Inc., Fargo, N.D. Net Contents 2 Lbs. 7 Ozs." and "Paul-Mark Jr. * * * Imitation Strawberry Preserves * * * Net Contents 2 Lbs. 7 Ozs. Made by Paul-Mark, Inc. Fargo, N.D."

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

LIBELED: 2–21–62, 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: 2–27–62. Consent—claimed by Paul-Mark Corp., and released under bond for relabeling.

VEGETABLES AND VEGETABLE PRODUCTS*

27710. Cabbage. (F.D.C. No. 46510. S. No. 36–214 T.)

QUANTITY: 76 50-lb. bags at Monroe, La.

SHIPPED: 10–4–61, from Greeley, Colo., by Martin Produce Co.

LABEL IN PART: (Bag) "Fresh Colorado Cabbage * * * Produce of USA For Wet Packs Packed by O. L. Cogburn Produce, Eaton, Colo."

LIBELED: 10–19–61, W. Dist. La.

CHARGE: 402(a)(2)(B)—the article was a raw agricultural commodity, and, when shipped, contained a pesticide chemical, namely, endrin, which is unsafe within the meaning of 408 since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on cabbage has been prescribed by regulations.

DISPOSITION: 11–27–61. Default—destruction.

27711. Cabbage. (F.D.C. No. 46508. S. No. 36–215 T.)

QUANTITY: 60 50-lb. bags at Bastrop, La.

SHIPPED: 10–3–61, from Greeley, Colo., by Martin Produce Co.

LABEL IN PART: (Bag) "Fresh Colorado Cabbage * * * For Wet Packs Produce of USA."

LIBELED: 10–19–61, W. Dist. La.

CHARGE: 402(a)(2)(B)—the article was a raw agricultural commodity, and, when shipped, contained a pesticide chemical, namely, endrin, which is unsafe within the meaning of 408 since no tolerance or exemption from the requirement of a tolerance for such pesticide on cabbage has been prescribed by regulations.

DISPOSITION: 11–27–61. Default—destruction.

27712. Canned peas. (F.D.C. No. 46249. S. No. 94–469 R.)

QUANTITY: 306 cases, 24 15-oz. cans each, at Detroit, Mich.

*See also No. 27700.