

LIBELED: 8-17-60 and 9-6-60, S. Dist. N.Y.

CHARGE: 403(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 9-20-60 and 10-10-60. Default—destruction.

27198. Canned tuna. (F.D.C. No. 45327. S. No. 25-557 R.)

QUANTITY: 249 cases, 48 7-oz. cans each, at New York, N.Y.

SHIPPED: 10-10-60, from Terminal Island, Calif., by Franco Italian Packing Co., Inc.

LABEL IN PART: (Cases) "PR Brand Solid Pack White Tuna Distributed by Peter Reeves Mkts. Inc. New York, N.Y." and (can) "PR Brand Albacore Solid Pack White Tuna * * * Distributed by Peter Reeves Markets, Inc., New York, N.Y."

LIBELED: On or about 1-20-61, S. Dist. N.Y.

CHARGE: 403(h)(2)—when shipped, the article purported to be and was represented as solid pack canned tuna, a food for which a standard fill of container has been prescribed by regulations, and it fell below such standard since the average weight, as determined by the method prescribed in such standard, of the pressed tuna from 24 cans was less than 4.47 ounces; and its label failed to bear, as required by regulations, a statement that it fell below such standard.

DISPOSITION: 2-24-61. Default—delivered to a charitable institution.

27199. Frozen whitefish. (F.D.C. No. 45484. S. No. 58-865 R.)

QUANTITY: 50 75-lb. boxes at Chicago, Ill.

SHIPPED: 1-26-61 and 1-30-61, from Winnipeg, Canada, by Canadian Fish Producers, Ltd.

LABEL IN PART: (Box) "Product of Canada Family Lake Medium Canadian Fish Producers, Winnipeg, Man. 5035."

LIBELED: 2-17-61, N. Dist. Ill.

CHARGE: 402(a)(3)—contained parasitic cysts when shipped.

DISPOSITION: 3-15-61. Default—destruction.

27200. Frozen breaded shrimp. (F.D.C. No. 45412. S. No. 16-457 R.)

QUANTITY: 202 cases, 12 10-oz. pkgs. each, at Columbus, Ohio.

SHIPPED: 10-20-60, from Brunswick, Ga., by Jekyll Island Packing Co., Inc.

LABEL IN PART: (Pkg.) "Jekyll Island Brand Breaded Fantail Shrimp. Packed by Jekyll Island Packing Co., Brunswick, Georgia * * * Frozen."

LIBELED: 2-2-61, S. Dist. Ohio.

CHARGE: 402(a)(3)—contained insects and insect parts; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 3-16-61. Default—destruction.

FRUITS AND VEGETABLES

CANNED FRUIT

27201. Canned blueberries. (F.D.C. No. 45475. S. Nos. 16-700/1 R.)

QUANTITY: 7,097 cases, 144 3½-oz. cans each, at Norwood, Ohio.

SHIPPED: Between 8-12-59 and 10-28-59, from Detroit, Mich., by Frigid Foods.

LABEL IN PART: (Can) "Blueberries * * * packed in water with sugar added" and "Select, Premium Grade Blueberries * * * Especially Selected For Duncan Hines Blueberry Muffin Mix Packed in Water."

LIBELED: 2-15-61, S. Dist. Ohio.

CHARGE: 402(a)(3)—contained an objectionable medicinal odor and taste when shipped.

DISPOSITION: 4-21-61. Default—destruction.

27202. Canned peaches. (F.D.C. No. 45520. S. No. 4-890 R.)

QUANTITY: 84 cases, 24 15-oz. cans each, at Petersburg, Va.

SHIPPED: 8-8-60 and 8-24-60, from Gilbert, S.C., by Walter P. Rawl & Sons.

LABEL IN PART: (Can) "Carolina Yellow Free Peaches Mixed Pieces of Irregular Sizes and Shapes In Heavy Syrup * * * Packed by Walter P. Rawl & Sons, Gilbert, S.C."

LIBELED: 3-15-61, E. Dist. Va.

CHARGE: 402(a)(3)—contained a decomposed substance when shipped; and 403(g)(2)—the article purported to be and was represented as canned peaches, a food for which a definition and standard of identity has been prescribed by regulations, and its label failed to bear, as required by regulations, the correct name of the optional packing medium present in such food since its label bore the statement "In Heavy Syrup" whereas the article was packed in a medium designated as "Light Syrup" in such definition and standard.

DISPOSITION: 4-12-61. Default—delivered to a public institution for use as animal feed.

FROZEN FRUIT

27203. Frozen sliced apples. (F.D.C. No. 45387. S. No. 64-669 R.)

QUANTITY: 189 30-lb. cans at Reno, Nev.

SHIPPED: 11-12-60, from Watsonville, Calif., by Watsonville Pie Apple Processing Co.

LABEL IN PART: (Can) "Brother Brand Pie Pack Sliced Newtown Pippin Apples."

LIBELED: 1-11-61, Dist. Nev.

CHARGE: 402(a)(3)—contained insects and insect parts; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 2-24-61. Default—destruction.

27204. Frozen sliced apples. (F.D.C. No. 45430. S. No. 24-414 R.)

QUANTITY: 354 30-lb. cans at Oklahoma City, Okla.

SHIPPED: 12-1-60, from Watsonville, Calif., by Watsonville Pie Apple Processing Co.

LABEL IN PART: (Can) "Brother Brand Pie Pack Sliced Newtown Pippin Apples * * * Sugar Syrup Packed by Fisher Bros. Watsonville Pie Apple Processing Co., Watsonville, California."

LIBELED: 2-17-61, W. Dist. Okla.

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

DISPOSITION: 4-3-61. Default—delivered to a public institution for use as animal feed.