

SHIPPED: 10-14-60, from Sebastopol, Calif., by Robert A. Black Co., Inc.
LABEL IN PART: (Case) "Burlingame Brand California Evaporated Apple Chops * * * Robert A. Black Co., Inc., San Francisco, California."
LIBELED: On or about 1-13-61, S. Dist. Ind.
CHARGE: 402(a) (3)—contained insect excreta, insect-damaged, and moldy apples when shipped.
DISPOSITION: 2-14-61. Default—delivered to a charitable institution for use as animal feed.

27106. Dates. (F.D.C. No. 45131. S. No. 39-352 R.)

QUANTITY: 15 50-lb. cases at St. Louis, Mo.

SHIPPED: 1-7-59, from Newark, N.J.

LIBELED: 11-3-60, E. Dist. Mo.

CHARGE: 402(a) (3)—contained insects, insect fragments, insect excreta, and webbing while held for sale.

DISPOSITION: 12-14-60. Default—delivered to a public institution for use as animal feed.

27107. Dates. (F.D.C. No. 45378. S. No. 54-024 R.)

QUANTITY: 790 50-lb. boxes, 8 20-lb. boxes, and 10 ctns., 24 1-lb. bags each, at Minneapolis, Minn.

SHIPPED: 11-25-60 and 11-28-60, from New York, N.Y.

LIBELED: 1-3-61, Dist. Minn.

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

DISPOSITION: 3-10-61. Consent—claimed by Braun Importing Co., Inc., New York, N.Y. Segregation was unsuccessful and the article was destroyed.

MISCELLANEOUS FRUIT PRODUCTS

27108. Canned blackberry juice. (F.D.C. No. 45070. S. No. 1-985 R.)

QUANTITY: 50 1-gal. cans at Jacksonville, Fla.

SHIPPED: 12-18-59, from New York, N.Y.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing active decomposition.

LIBELED: 10-28-60, S. Dist. Fla.

CHARGE: 402(a) (3)—contained a decomposed substance while held for sale.

DISPOSITION: 12-20-60. Default—destruction.

27109. Frozen concentrated orange juice. (F.D.C. No. 45362. S. No. 25-340 R.)

QUANTITY: 346 cases, 48 5-oz. cans each, at Phoenix, Ariz.

SHIPPED: 9-26-60, from Los Angeles, Calif., by Minute Maid Corp.

LABEL IN PART: (Can) "Hi-Vi Brand Frozen Concentrated Orange Juice Product * * * Enriched with Vitamins C and A Packed by California Suncrest Corp. Los Angeles, Calif. Distributed by Cooter, Kay, Stewart Co., Inc., San Francisco, Calif. * * * Contains: Orange Juice, Sugar, Citric Acid and Pure Orange Extractives."

RESULTS OF INVESTIGATION: Examination showed the article to be a mixture of sugar, citric acid, and orange juice.

LIBELED: 1-24-61, Dist. Ariz.

CHARGE: 402(b)(1)—when shipped, the valuable constituent, concentrated orange juice, had been in part omitted or abstracted from the article; 402(b)(2)—orange juice, sugar, and citric acid had been substituted in part for concentrated orange juice; and 403(a)—the label statement "Frozen Concentrated Orange Juice," and the vignette depicting two whole oranges and a glass of orange juice, were false and misleading as applied to a product which consisted of a mixture of orange juice, sugar and citric acid, and which when used in accordance with directions, would not result in a reconstituted orange juice.

DISPOSITION: 3-9-61. Default—delivered to charitable institutions.

VEGETABLES AND VEGETABLE PRODUCTS

27110. Canned green beans. (F.D.C. No. 45373. S. No. 10-288 R.)

QUANTITY: 31 cases, 24 1-lb. cans each, at Utica, N.Y.

SHIPPED: About 1954, from Oconomowoc, Wis.

LIBELED: 12-22-60, N. Dist. N.Y.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 1-30-61. Default—destruction.

27111. Cannellini beans and wheat (2 seizure actions). (F.D.C. Nos. 45312, 45316. S. Nos. 53-391 R, 53-393 R.)

QUANTITY: 100 109-lb. bags of cannellini beans and 13 100-lb. bags of wheat at Boston, Mass.

SHIPPED: (Beans) 8-15-60, from Naples, Italy; (wheat) 5-3-60 and 9-26-60, from Fresno, Calif.

LIBELED: 12-29-60, Dist. Mass.

CHARGE: 402(a)(3)—contained rodent urine while held for sale.

DISPOSITION: 2-1-61. Consent—claimed by John Zedros, Inc., Boston, Mass. Segregated; 72 bags of cannellini beans and 11 bags of wheat destroyed.

27112. Lupini beans. (F.D.C. No. 45144. S. No. 41-966 R.)

QUANTITY: 439 110-lb. bags at Riverbank, Calif., in possession of Contadina Foods, Inc.

SHIPPED: Between 8-17-57 and 1-30-58, from Naples, Italy.

LIBELED: 11-18-60, N. Dist. Calif.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 1-19-61. Consent—claimed by Contadina Foods, Inc. Segregated; 339 bags destroyed.

27113. Dried pinto beans. (F.D.C. No. 45400. S. No. 67-310 R.)

QUANTITY: 16 100-lb. bags at Dallas, Tex., in possession of Schepps Cash & Carry.

SHIPPED: 8-20-60, from Brush, Colo.

LIBELED: On or about 1-25-61, N. Dist. Tex.