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

DISPOSITION: 5–26–61. Default—destruction.

27375. Frozen strawberries. (F.D.C. No. 43397. S. No. 64–548 P.)

QUANTITY: 500 30-lb. cans at Peoria, Ill.

SHIPPED: 5–26–59, from Searcy, Ark., by Whiteco, Inc.

LABEL IN PART: "Whiteco, Bald Knob Ark Frozen Strawberries Whole."

LIBELED: 7–17–59, S. Dist. Ill.

CHARGE: 402(a)(3)—contained rotten berries when shipped.

DISPOSITION: 8–6–59. Consent—claimed by Whiteco, Inc., and destroyed.

VEGETABLES AND VEGETABLE PRODUCTS

27376. Canned peas. (F.D.C. No. 45526. S. No. 65–942 R.)

QUANTITY: 201 cases, 24 15-oz, cans each, at Memphis, Tenn.

SHIPPED: 1–19–61 and 2–1–61, from Alma, Ark., by Alma Canning Co.

LABEL IN PART: (Can) "Alma Dried Early June Peas Prepared From Dry Stock * * * Alma Canning Co. Packers and Distributors, Alma, Ark."

LIBELED: 3–23–61, W. Dist. Tenn.

CHARGE: 403(a)—when shipped, the label vignette depicting succulent green peas and the label statement "Garden Run," were false and misleading as applied to an article which was prepared from dried peas; and 403(h)(1)—the quality of the article fell below the standard for canned peas, since it contained more than 25 percent by count of peas ruptured to a width of more than 1/16 inch, and the article was a smooth skin variety of peas and the alcohol insoluble solids of peas in the containers were more than 23.5 percent and its label failed to bear a statement that it fell below such standard.

DISPOSITION: 6–19–61. Default—delivered to charitable institutions.

27377. Chickpeas. (F.D.C. No. 44772. S. No. 37–289 R.)

QUANTITY: 8 100-lb. bags at Scranton, Pa.

SHIPPED: 10–27–59, from New York, N.Y.

LIBELED: 8–9–60, M. Dist. Pa.

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

DISPOSITION: 9–15–60. Default—destruction.

27378. Green olives. (F.D.C. No. 45651. S. Nos. 17–689 R, 49–410/11 R.)

QUANTITY: 36 casks, each containing 440 kilos, and 33 casks, each containing 451 kilos, at Denver, Colo.

SHIPPED: Prior to 3–30–61, from Seville, Spain.

LABEL IN PART: (Cask) "Jose Porres Exp 18113 Olives Produced in Spain Tomares Seville 27 SHC 240–260 Denver" and "SHC Denver Rapazallas 240–260 451 K Net Jose Ma. Troncoso Exp. 5750 Aceitunas Sevillanas Produced in Spain Dos Hermanas Sevilla."

LIBELED: 5–5–61, Dist. Colo.; amended 6–5–61.

CHARGE: 402(a)(3)—contained worm-damaged olives and maggots when shipped.