

FRUITS AND VEGETABLES

CANNED FRUIT

27504. Maraschino cherries. (F.D.C. No. 46151. S. No. 71-289 R.)

QUANTITY: 28 boxes, 24 jars each, at Hopkins, Minn.

SHIPPED: 3-15-61, from Chicago, Ill., by Realemon-Puritan Co.

LABEL IN PART: (Box) "2 Doz. 8 Oz. Regency Plain Cherries * * * Maraschino Cherries" and (jar) "Regency Brand Maraschino Cherries Contents 8 Ozs. Realemon-Puritan Company Chicago 9, Illinois."

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

LIBELED: 8-2-61, 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: 9-20-61. Default—delivered to a charitable institution.

MISCELLANEOUS FRUIT PRODUCTS

27505. Apple juice. (F.D.C. No. 45636. S. No. 53-563 R.)

QUANTITY: 264 cases, 12 1-qt. btls. each, at St. Paul, Minn.

SHIPPED: 10-26-60, from Kansas City, Mo., by Speas Co.

LABEL IN PART: (Btl.) "Speas Apple Juice * * * Packed by Speas Company, Kansas City, Mo."

LIBELED: 4-20-61, Dist. Minn.

CHARGE: 402(a)(3)—prepared from filthy raw material; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 6-19-61. Default—destruction.

27506. Apple juice. (F.D.C. No. 46319. S. No. 74-452 R.)

QUANTITY: 2,173 cases, 48 cans each, at Los Angeles, Calif.

SHIPPED: 6-30-61, from Grand Rapids, Mich., by Pet Milk Co., Food Products Div.

LABEL IN PART: (Can) "Crystal Puro Jugo De Manzana Envasado Por: Pet-Ritz Foods Division of Pet Milk Company, Frankfort, Mich. * * * Contenido Neto: 5¾ Oz. Fluidas."

LIBELED: 8-25-61, S. Dist. Calif.

CHARGE: 403(f)—when shipped, the information required to appear on the label within the meaning of 403(e)(2) and (i)(1), namely, an accurate statement of the quantity of the contents, and the common or usual name of the food, was not printed thereon in the English language.

DISPOSITION: 9-27-61. Default—delivered to charitable institutions.

27507. Preserved figs (2 seizure actions). (F.D.C. Nos. 45584, 45585. S. Nos. 2-761/3 R, 2-765/8 R.)

QUANTITY: 4 cases, 12 18-oz. jars each, 16 cases, 12 15-oz. jars each, and 43 cases, 24 10-oz. jars each, at Griffin, Ga.; and 352 cases, 12 18-oz. jars each, 99 cases, 12 15-oz. jars each, and 55 cases, 24 10-oz. jars each, at Atlanta, Ga.

SHIPPED: 8-11-59 and 2-4-60, from League City, Tex., by Tyrrell & Garth, Inc.

LABEL IN PART: (Jar) "Garth Famous Old Fashion Preserved Figs [or "Garth Texas Skinless Preserved Figs," "Garth Old Southern Pure Fig Preserves," or "Fruit of Eden Brand Texas Skinless Preserved Figs"] * * * Packed by Tyrrell & Garth, Inc., Houston & League City, Texas."

LIBELED: 5-17-60 and 5-24-60, N. Dist. Ga.

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

DISPOSITION: 8-2-60. Consent—claimed by Tyrrell & Garth, Inc. The figs were removed from the jars and destroyed.

PRESERVES

27508. Strawberry preserves. (F.D.C. No. 46169. S. No. 71-551 R.)

QUANTITY: 86 cases, 12 jars each, at Saint Louis Park, Minn.

SHIPPED: 6-12-61, from Fargo, N. Dak., by Paul Mark, Inc.

LABEL IN PART: (Jar) "PM Imperial Pure Strawberry Preserves Net Contents 2 Pounds Mfg. by Paul Mark, Inc., Fargo, North Dakota" and (case) "12 2-lb. jars Strawberry Preserves."

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

LIBELED: 8-9-61, 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: 9-29-61. Default—delivered to charitable institutions.

VEGETABLES AND VEGETABLE PRODUCTS

27509. Canned cut green beans. (F.D.C. No. 45349. S. No. 5-764 R.)

QUANTITY: 264 cases, 24 1-lb. cans each, at Charleston, W. Va.

SHIPPED: 11-14-60, from Cayuga, Ind., by Morgan & Son's Canning Co., Inc.

LABEL IN PART: (Can) "Daisy Brand Stringless Cut Green Beans * * * Packed by Morgan & Son's Canning Co., Inc., Cayuga, Indiana."

LIBELED: 1-17-61, S. Dist. W. Va.

CHARGE: 403(h)(1)—when shipped, the article fell below the standard of quality for canned cut green beans, since there were more than 8 percent by count of blemished units in the article, and its label failed to bear, as required by regulations, a statement that it fell below such standard.

DISPOSITION: 2-6-61. Default—delivered to charitable institutions.

27510. Canned peas. (F.D.C. No. 46060. S. No. 63-328 R.)

QUANTITY: 86 cases, 24 15-oz. cans each, at Middlesboro, Ky.

SHIPPED: 4-8-61, from Siloam Springs, Ark., by Allen Canning Co.

LABEL IN PART: (Can) "The Allens Medium Early June Peas * * * Prepared from dry Peas * * * Allen Canning Company, Packers & Distributors. Siloam Springs, Ark."

RESULTS OF INVESTIGATION: Examination showed that the article was green peas of a smooth skin variety, substandard in quality because of the presence therein of an excessive number of ruptured peas and because the alcohol-insoluble solids were more than 23.5 percent.

LIBELED. 8-8-61, E. Dist. Ky.