

7296. Adulteration of frozen strawberries. U. S. v. 3 Barrels of Frozen Strawberries. Default decree of condemnation and destruction. (F. D. C. No. 14343. Sample No. 63578-F.)

LIBEL FILED: November 1, 1944, Western District of North Carolina.

ALLEGED SHIPMENT: On or about October 5, 1944, by the Atlantic Co., from Atlanta, Ga.

PRODUCT: 3 barrels, each containing approximately 543 pounds of frozen strawberries, at Charlotte, N. C.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy and decomposed strawberries.

DISPOSITION: December 6, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

MISCELLANEOUS FRUIT PRODUCTS

7297. Adulteration of fig paste. U. S. v. 451 Boxes of Fig Paste. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12449. Sample No. 51082-F.)

LIBEL FILED: May 27, 1944, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about February 8, 1944, by the Fresno Home Packing Co., from Fresno, Calif.

PRODUCT: 451 80-pound boxes of fig paste, at Scranton, Pa.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, larva fragments, and insect fragments.

DISPOSITION: November 21, 1944. The Koligian Brothers, Fresno, Calif., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be used for distillation purposes, under the supervision of the Federal Security Agency and the Alcohol Tax Unit of the Treasury Department.

7298. Adulteration of candied fruit peels. U. S. v. 228 Cartons of Candied Fruit Peels. Default decree of condemnation and destruction. (F. D. C. No. 14599. Sample Nos. 85165-F to 85167-F, incl.)

LIBEL FILED: November 24, 1944, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 4, 1944, by the Garden Fruit Specialties Co., Lakeland, Fla.

PRODUCT: 228 cartons, each containing 40 pounds, of candied fruit peels of assorted kinds, at Philadelphia, Pa.

LABEL, IN PART: (Portion) "Garden Brand Glace Fruits"; (remainder) "Packed for Brown Packing Co. Contains Grapefruit, Orange, and Lemon Peels and Citron Melon [or "Contains Citron, Grapefruit Orange and Lemon Peels"]."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 22, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7299. Adulteration of assorted fruits, confectionery, and wine-flavored gelatin. U. S. v. E. C. Rich, Inc. Plea of guilty. Fine, \$50. (F. D. C. No. 12531. Sample Nos. 50219-F, 50221-F, 57456-F to 57458-F, incl.)

INFORMATION FILED: On August 3, 1944, in the Southern District of New York, against E. C. Rich, Inc., New York, N. Y.

ALLEGED SHIPMENT: From on or about October 1 to November 10, 1943, from the State of New York into the States of Pennsylvania and New Jersey.

LABEL, IN PART: (Cartons) "Fruits of Victory," "Assorted Fruits," "Rich's Wine Flavored Gelatin Dessert Port [or "Sherry" or "Madeira"]"; (box) "Rich's Turkish Delight."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of one or more of the following types of filth: Insect fragments, rodent hair fragments, a larva head, insect pupa, beetles, splinters, plant fibers, a fine piece of charcoal, metal foil, small chips, insect excreta pellets, and a live weevil; and, Section