8751. Adulteration of glace apricots. U. S. v. 120 Boxes of Glace Apricots. Default decree of condemnation and destruction. (F. D. C. No. 15431. Sample Nos. 75680–F, 10408–H.)

LIBEL FILED: February 23, 1945, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 22, 1944, by Townsend's California Glace Fruits Corporation, from San Francisco, Calif.

PRODUCT: 120 8-pound boxes of glace apricots at Pittsburgh, Pa.

LABEL, IN PART: "California Glace Fruits Apricots prepared with Pure Cane Sugar and Glucose."

NATURE OF CHARGE: Adulteration, Section 402 (a) (4), the product had been prepared under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: March 29, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8752. Adulteration of fig paste. U. S. v. 81 Cartons of Fig Paste. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15119. Sample No. 52142–F.)

LIBEL FILED: January 29, 1945, District of Massachusetts.

ALLEGED SHIPMENT: On or about October 19, 1944, by the Bonner Packing Co., from Fresno, Calif.

PRODUCT: 81 cartons, each containing 80 pounds, of fig paste at Boston, Mass.

LABEL, IN PART: "Bonner Adriatic Paste Figs."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of larvae and insect fragments.

DISPOSITION: May 31, 1945. The Bonner Packing Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for conversion into distilled spirits, under the supervision of the Food and Drug Administration.

8753. Adulteration of fig puree and sugar mix. U. S. v. 566 Cartons of Fig Puree and Sugar Mix. Default decree of condemnation and destruction. (F. D. C. No. 15219. Sample No. 9521–H.)

LIBEL FILED: February 7, 1945, Western District of New York.

ALLEGED SHIPMENT: On or about November 1 and 3, 1943, by the R. D. Pringle Co., from Baltimore, Md.

PRODUCT: 566 33½-pound cartons of fig puree and sugar mix at Buffalo, N. Y. This product was sour.

LABEL, IN PART: "Parch-Pakt Frozen * * * Kadota Fig Puree and Sugar Mix."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: March 5, 1945. No claimant having appeared judgment of condemnation was entered and the product was ordered destroyed.

8754. Misbranding of canned fruit cocktail. U. S. v. 271 Cases of Canned Fruit Cocktail. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15096. Sample No. 6046–H.)

LIBEL FILED: January 27, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about December 18, 1944, by W. J. Withers, San Francisco, Calif.

PRODUCT: 271 cases, each containing 48 1-pound cans, of fruit cocktail at New York, N. Y.

LABEL, IN PART: (Cans) "White Rose Cocktail Fruits * * * Seeman Brothers Incorporated Distributors New York, N. Y."

NATURE OF CHARGE: Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard for canned fruit cocktail since the mixture of drained fruit contained more than 50 percent by weight of pitted, peeled, and diced peaches, less than 25 percent by weight of peeled, cored, and diced pears, and less than 6 percent by weight of peeled and cored pineapple, cut into sectors.