8922. Adulteration of dates. U. S. v. 119 Cases of Dates. Default decree of condemnation and destruction. (F. D. C. No. 15435. Sample No. 28712–H.)

LIBEL FILED: February 28, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about November 6, 1944, by the North Ontario Dried Fruit Co., from Los Angeles, Calif.

PRODUCT: 119 cases, each containing 15 pounds, of dates at Seattle, Wash.

LABEL, IN PART: "Star Choice Deglet Noor Dates Oasis Brand."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of fermentation.

DISPOSITION: April 28, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8923. Adulteration of sliced figs. U. S. v. 583 Cases of Sliced Figs. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15452. Sample No. 28518–H.)

LIBEL FILED: April 17, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about January 5, 1945, by the Bonner Packing Co., from Fresno, Calif.

PRODUCT: 583 60-pound cases of sliced figs at Seattle, Wash.

LABEL, IN PART: "Bonner Brand Sliced Calimyrna Figs."

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

DISPOSITION: May 17, 1945. The Bonner Packing Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be sorted and segregated, and the unfit portion destroyed by distillation or otherwise, under the supervision of the Federal Security Agency.

8924. Adulteration of raisins. U. S. v. 146 Cases of Raisins. Default decree of condemnation and destruction. (F. D. C. No. 15770. Sample No. 11519–H.)

LIBEL FILED: March 31, 1945, District of Massachusetts.

ALLEGED SHIPMENT: On or about January 28, 1944, by the Peloian Packing Co., from Reedley, Calif.

PRODUCT: 146 30-pound cases of raisins at Worcester, Mass.

LABEL, IN PART: "Pel-Pak Brand Choice Thompson Seedless Raisins."

NATURE OF CHARGE: 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 fermenting raisins.

DISPOSITION: May 7, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

MISCELLANEOUS FRUIT PRODUCTS

8925. Misbranding of apple butter. U. S. v. 423 Cases of Apple Butter. Consent decree of condemnation. Product ordered released for relabeling. (F. D. C. No. 10909. Sample No. 6932–F.)

LIBEL FILED: October 9, 1943, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about June 19 and September 3, 1943, by Hulman and Co., from Terre Haute, Ind.

PRODUCT: 423 cases, each containing 12 1-pound, 14-ounce jars, of apple butter at Mattoon, Ill. Examination showed that the product was short-weight.

LABEL, IN PART: "Net weight 1 lb. 14 ozs. Crystal Brand Apple Butter."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement, "Net Weight 1 lb. 14 ozs.," was false and misleading; and, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: November 6, 1943. Hulman and Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released for relabeling under the supervision of the Food and Drug Administration.