

DISPOSITION: December 3, 1951. S. G. Wimmer & Son having appeared as claimant, judgment of condemnation was entered and the court ordered that the product be released under bond, for relabeling under the supervision of the Food and Drug Administration.

DRIED FRUIT

18381. Adulteration of raisins. U. S. v. 9 Cases * * *. (F. D. C. No. 31869. Sample No. 20854-L.)

LIBEL FILED: October 9, 1951, Western District of Louisiana.

ALLEGED SHIPMENT: On or about November 13, 1950, from Oakland, Calif.

PRODUCT: 9 cases, each containing 48 15-ounce packages, of raisins at Natchitoches, La.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: November 30, 1951. Default decree of condemnation and destruction.

VEGETABLES AND VEGETABLE PRODUCTS

18382. Adulteration of canned beans. U. S. v. 147 Cases * * *. (F. D. C. No. 32077. Sample No. 13579-L.)

LIBEL FILED: On or about November 27, 1951, District of Kansas.

ALLEGED SHIPMENT: On or about October 25, 1951, by the Ellis Canning Co., from Denver, Colo.

PRODUCT: 147 cases, each case containing 24 15½-ounce cans, of beans at Kansas City, Kans.

LABEL, IN PART: "Ellis Western Style Brown Beans."

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the product contained added deleterious substances, stones and other extraneous material, which may have rendered the product injurious to health.

DISPOSITION: January 7, 1952. Default decree of condemnation and destruction.

18383. Misbranding of canned peas. U. S. v. 812 Cases * * *. (F. D. C. No. 31901. Sample Nos. 10811-L, 12228-L.)

LIBEL FILED: October 17, 1951, Southern District of Indiana; amended October 23, 1951.

ALLEGED SHIPMENT: On or about July 11 and 17, 1951, by the Esmeralda Canning Co., from Circleville, Ohio.

PRODUCT: 812 cases, each containing 24 1-pound cans, of peas at Indianapolis, Indiana.

LABEL, IN PART: "Kruso Garden Run Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was a smooth-skin variety of peas and was substandard in quality in that the alcohol-insoluble solids were in excess of 23.5 percent, and it was not labeled to indicate that it was substandard.

DISPOSITION: December 1, 1951. The Esmeralda Canning Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond, conditioned that the substandard portion be segregated and relabeled to comply with the law. 213 cases and 13 cans of the product were found to be substandard and were relabeled; and the remainder were released as of standard quality.

18384. Adulteration of canned spinach. U. S. v. 1,498 Cases * * *. (F. D. C. No. 31728. Sample No. 22980-L.)

LIBEL FILED: October 11, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about July 9, 1951, by Flotill Products, Inc., from Stockton, Calif.

PRODUCT: 1,498 cases, each containing 24 1-pound, 2-ounce cans, of spinach at Bronx, N. Y.

LABEL, IN PART: (Can) "Krasdale Spinach."

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

DISPOSITION: December 27, 1951. Default decree of condemnation and destruction.

18385. Adulteration of canned spinach. U. S. v. 198 Cases * * *. (F. D. C. No. 32157. Sample No. 23415-L.)

LIBEL FILED: November 20, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about July 20, 1951, by Flotill Products, Inc., from Stockton, Calif.

PRODUCT: 198 cases, each containing 6 6-pound, 2-ounce cans, of spinach at Bronx, N. Y.

LABEL, IN PART: "Alan Brand Fancy California Spinach."

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

DISPOSITION: November 21, 1951. Default decree of condemnation and destruction.

18386. Adulteration of pickles. U. S. v. 1,200 Jars * * *. (F. D. C. No. 32144. Sample No. 6797-L.)

LIBEL FILED: November 30, 1951, Western District of New York.

ALLEGED SHIPMENT: On or about November 9 and December 28, 1950, by Colony Foods of Virginia, from King George, Va.

PRODUCT: 1,200 16-ounce jars of pickles at Rochester, N. Y.

LABEL, IN PART: "Colony Kosher Dill Gherkins."

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

DISPOSITION: December 28, 1951. Default decree of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

18387. Adulteration of canned tomatoes. U. S. v. 183 Cases * * *. (F. D. C. No. 32129. Sample No. 8944-L.)

LIBEL FILED: November 27, 1951, Western District of Michigan.