CHARGE: 402 (a) (3)—all lots contained rodent urine while held for sale, and the cake flour contained rodent excreta, also; and 402 (a) (4)—all lots held under insanitary conditions.

DISPOSITION: 4–28–55. Claimed by Williamsport Wholesale Grocery Co., Inc., and denatured for use as animal feed.

23973. Roasted peppers. (F. D. C. No. 39867. S. No. 62–752 M.)

QUANTITY: 77 cases, 21 jars each, at Clifton, N. J.

SHIPPED: 11–6–56, from Watertown, Mass., by Naples Food Products.

LABEL IN PART: "Net Weight 15 Oz. Baldanza's Best Selected Roasted Peppers Red and Green."

LIBELED: 2–11–57, Dist. N. J.

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

DISPOSITION: 3–26–57. Default—destruction.

23974. Whole red peppers. (F. D. C. No. 40078. S. No. 38–206 M.)

QUANTITY: 152 bags, at St. Louis, Mo., in possession of Warehousing Corporation of Missouri, Inc.

SHIPPED: 11–8–56, from Florence, S. C.

LIBELED: 4–3–57, E. Dist. Mo.

CHARGE: 402 (a) (4)—held under insanitary conditions in rodent-stained bags.

DISPOSITION: 4–12–57. Consent—claimed by Warehousing Corporation of Missouri, Inc. The urine stained areas of the bags were cut away and the peppers immediately under the urine stains were removed and discarded. The discarded peppers weighing 6 lbs. were destroyed.

23975. Eggplant appetizer. (F. D. C. No. 39945. S. Nos. 59–025/6 M.)

QUANTITY: 13½ cases, each full case containing 48 cans at Hazleton, Pa.

SHIPPED: 4–3–56 and 11–30–56, from Vineland, N. J., by Uddo & Taormina Co.

LABEL IN PART: (Can) "Progresso Brand Egg Plant Appetizer Net Contents 4¾ ozs. Avoir. * * * Fancy Caponata."

LIBELED: 2–12–57, M. Dist. Pa.

CHARGE: 402 (a) (3)—contained fly eggs and maggots when shipped.

DISPOSITION: 3–20–57. Default—destruction.

23976. Eggplant appetizer. (F. D. C. No. 40104. S. Nos. 61–036/7 M.)

QUANTITY: 121 cases, 48 4¾-oz. cans each, at Boston, Mass.

SHIPPED: Between 10–19–56 and 2–27–57, from Vineland, N. J., by Uddo & Taormina Co.

LABEL IN PART: (Can) "Progresso Brand Egg Plant Appetizer * * * Fancy Caponata."

LIBELED: 3–21–57, Dist. Mass.

CHARGE: 402 (a) (3)—contained fly eggs and maggots when shipped.

DISPOSITION: 5–17–57. Default—destruction.

TOMATOES AND TOMATO PRODUCTS

23977. Canned tomatoes, ripe olives in brine, apple juice, canned beets, and canned herring. (F. D. C. No. 39454. S. Nos. 32–103 M, 32–105/8 M.)

QUANTITY: 36 cases, 48 10–oz. cans each, of canned tomatoes, 22 cases, 48 1-lb.