MISCELLANEOUS FRUIT AND FRUIT PRODUCTS*

11642. Adulteration of cherries in brine. U. S. v. Allen Fruit Co., Inc. Plea of nolo contendere. Fine, $75. (F. D. C. No. 20975. Sample No. 59293–H.)

INFORMATION FILED: November 19, 1946, District of Oregon, against the Allen Fruit Co., Inc., Salem, Oreg.

ALLEGED SHIPMENT: On or about April 27, 1946, from the State of Oregon into the State of Maryland.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of maggots.

DISPOSITION: March 14, 1947. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of $75.

11643. Adulteration of cherries in brine. U. S. v. 696 Barrels * * *. (F. D. C. No. 21006. Sample No. 63668–H.)

LIBEL FILED: September 18, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about May 31, 1946, by Central Processors & Briners, from Ellensburg, Wash.

PRODUCT: 696 400-pound barrels of cherries in brine at Bound Brook, N. J.

LABEL, IN PART: "Chrs. in Brine," or "Orchard Run partly shriveled."

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

DISPOSITION: October 28, 1946. The Causse Manufacturing & Importing Co., Bound Brook, N. J., claimant having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration.

11644. Adulteration of maraschino cherries. U. S. v. 25 Cases * * *. (F. D. C. No. 20993. Sample No. 64015–H.)

LIBEL FILED: On or about September 23, 1946, District of Connecticut.

ALLEGED SHIPMENT: On or about June 11, 1946, by the Reco Sales Co., from New York, N. Y.

PRODUCT: 25 cases, each containing 6 ½-gallon jars, of maraschino cherries at New Haven, Conn. Examination showed that the article was fermenting.

LABEL, IN PART: "Reco Cherries (Maraschino Type)."

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

DISPOSITION: October 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11645. Adulteration and misbranding of raspberry jelly. U. S. v. St. Louis Fondant Co. Plea of guilty. Fine, $500. (F. D. C. No. 20953. Sample No. 40414–H.)

INFORMATION FILED: November 4, 1946, Eastern District of Missouri, against the St. Louis Fondant Co., a corporation, St. Louis, Mo.

ALLEGED SHIPMENT: On or about May 15, 1946, from the State of Missouri into the State of Illinois.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, raspberry juice, had been in part omitted from the article.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for raspberry jelly since it was made from a mixture composed of less than 45 parts by weight of raspberry juice to each 55 parts by weight of one of the saccharine ingredients specified in the definition and standard. The article failed also to conform to the definition and standard since it contained a color, amaranth, as well as artificial raspberry flavor, which are not permitted as optional ingredients of raspberry jelly; and, further, the weight of the corn sirup solids in the article was more than one-half the weight of the total saccharine ingredients.

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*See also Nos. 11507–11509.