

DISPOSITION: October 18, 1946. The shipper having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

FRESH AND FROZEN FRUIT

11418. Adulteration of fresh blueberries. U. S. v. 15 Crates * * *. (F. D. C. No. 21084. Sample No. 60236-H.)

LIBEL FILED: August 9, 1946, Western District of New York.

ALLEGED SHIPMENT: On or about August 8, 1946, by A. Clarke, from Peckville, Pa.

PRODUCT: 15 crates, each containing 24 quarts, of fresh blueberries at Buffalo, N. Y. Analysis showed that the product was infested with maggots and larvae.

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

DISPOSITION: September 9, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11419. Adulteration of frozen blackberries. U. S. v. 323 Cases * * *. (F. D. C. No. 21116. Sample No. 9973-H.)

LIBEL FILED: September 26, 1946, Western District of New York.

ALLEGED SHIPMENT: On or about July 10, 1946, by the Craddock Canning & Preserve Co., from Paducah, Ky.

PRODUCT: 323 cases, each containing 6 6-pound cans, of frozen blackberries at Holley, N. Y. Examination showed the presence of fermented and decomposed berries.

LABEL, IN PART: "Frost King Fancy Frozen Blackberries with Sugar * * * Frost King Foods, Inc., Rochester, New York."

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

DISPOSITION: December 11, 1946. Frost King Foods, Inc., claimant, having admitted the allegations of the libel, judgment was entered ordering that the product be released under bond, conditioned that it be sold for the purpose of fermenting, converting, or distilling into a lawful alcoholic product, under the supervision of the Food and Drug Administration.

11420. Misbranding of frozen blackberries. U. S. v. 1,020 Cases * * *. (F. D. C. No. 21091. Sample Nos. 64330-H, 64332-H.)

LIBEL FILED: September 30, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about July 4, 1946, by the Craddock Canning & Preserve Co., from Paducah, Ky.

PRODUCT: 1,020 cases, each containing 24 packages, of frozen blackberries at New York, N. Y. Examination showed that a portion of the product was short-weight.

LABEL, IN PART: (Package) "Craddock's Fancy Frozen Blackberries with Sugar * * * Net Weight 16 Ozs."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the label of the article failed to contain an accurate statement of the quantity of the contents.

DISPOSITION: October 15, 1946. Frost King Foods, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be utilized in the manufacture of preserves, under the supervision of the Food and Drug Administration.

11421. Adulteration of frozen blackberries. U. S. v. 1,393 Cans * * *. (F. D. C. No. 20618. Sample No. 40368-H.)

LIBEL FILED: August 13, 1946, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about July 4, 1946, by the F. M. Thompson Canning Co., from West Plains, Mo.

PRODUCT: 1,393 cans, each containing 27 pounds, of frozen blackberries at National Stock Yards, Ill. Examination showed that the product was fermented.

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