the product was ordered released under bond for repacking under the supervision of the Federal Security Agency.

12333. Adulteration of canned peaches. U. S. v. 219 Cases, etc. (F. D. C. No. 23055. Sample Nos. 61161–H, 61162–H.)

LIBEL FILED: May 26, 1947, Western District of New York.

ALLEGED SHIPMENT: On or about August 3 and 20, 1946, by Jones Brothers Canning Co., from Greer, S. C.

PRODUCT: 219 cases, each containing 24 1-pound, 13-ounce cans, of yellow freestone peaches at Buffalo, N. Y.

LABEL, IN PART: "Cedar Rock Brand Yellow Peeled Freestone Peaches * * * Packed by J. A. Jones, Easley, S. C.," or "Cedar Rock Brand Yellow Freestone Peaches."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of a filthy substance by reason of the presence of insect excreta and larvae.

DISPOSITION: June 23, 1947. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

12334. Misbranding of canned peaches. U. S. v. Pleasant Grove Canning Company. Plea of guilty. Fine, $75. (F. D. C. No. 23320. Sample Nos. 41349–H, 91511–H.)

INFORMATION FILED: August 12, 1947, District of Utah against Pleasant Grove Canning Co., a corporation, Pleasant Grove, Utah.

ALLEGED SHIPMENT: On or about November 4 and 5, 1946, from the State of Utah into the States of Kansas and Missouri.

LABEL, IN PART: "Utah Valley Brand Yellow Freestone Peaches Peeled Halves Packed in Medium Syrup."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product failed to conform to the standard of quality for canned peaches, since all the peach units were not untrimmed or so trimmed as to preserve their normal shape, as required by the regulations, and the label failed to bear the substandard legend; and, Section 403 (g) (2), the product failed to conform to the definition and standard of identity for canned peaches since its label failed to bear the name of the optional packing medium present. The label bore the statement "Packed in Medium Syrup," a packing medium not provided for in the regulations, and the product was packed in light sirup.

DISPOSITION: August 29, 1947. A plea of guilty having been entered on behalf of the defendant, a fine of $75 was imposed.

12335. Misbranding of canned peaches. U. S. v. 264 Cases * * * (F. D. C. No. 22784. Sample No. 91779–H.)

LIBEL FILED: April 1, 1947, District of Colorado.

ALLEGED SHIPMENT: On or about December 16, 1946, by the Washington Canners Co-operative Association, from Vancouver, Wash.

PRODUCT: 264 cases, each containing 24 1-pound, 13-ounce cans, of peaches at Denver, Colo.

LABEL, IN PART: "Bestwest Select Fancy Halved Yellow Freestone Peaches in Extra Heavy Syrup."

NATURE OF CHARGE: Misbranding, Section 403 (g) (2), the article failed to conform to the definition and standard of identity for canned peaches since its label failed to bear the name of the optional packing medium present. The label bore the statement "In Extra Heavy Syrup" and the article was packed in sirup designated as "Heavy Sirup" in the standard.

DISPOSITION: June 3, 1947. The Washington Canners Cooperative Association, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was released under bond, conditioned that it be relabeled in conformity with the law, under the supervision of the Food and Drug Administration.