NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance. (Examination showed that the product was infested with maggots.)

DISPOSITION: September 7, 1948. Default decree of condemnation and destruction.

13452. Adulteration of huckleberries. U. S. v. 11 Crates * * *. (F. D. C. No. 25534. Sample No. 8936–K.)

LIBEL FILED: August 3, 1948, Southern District of New York.

ALLEGED SHIPMENT: On or about July 29, 1948, by George Grover, from Pemberton, N. J.

PRODUCT: 11 crates, each containing approximately 24 quarts, of huckleberries at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy, putrid, or decomposed vegetable substance. (Examination showed that the product was infested with maggots.)

DISPOSITION: August 4, 1948. Default decree of condemnation and destruction.

13453. Adulteration of huckleberries. U. S. v. 6 Crates * * *. (F. D. C. No. 25542. Sample No. 8939–K.)

LIBEL FILED: August 2, 1948, Southern District of New York.

ALLEGED SHIPMENT: On or about August 1, 1948, by P. Sasso, from Hammonton, N. J.

PRODUCT: 6 crates, each containing 24 quarts, of huckleberries at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy, putrid, or decomposed vegetable substance. (Examination showed that the product was infested with maggots.)

DISPOSITION: August 5, 1948. Default decree of condemnation and destruction.

13454. Misbranding of frozen strawberries. U. S. v. 29 Cases, etc. (F. D. C. No. 22297. Sample Nos. 90812–H, 90822–H.)

LIBEL FILED: February 20, 1947, District of New Jersey.

ALLEGED SHIPMENT: On or about June 18, 1946, by Chickamauga Producers, Inc., from Dayton, Tenn.

PRODUCT: Frozen strawberries. 29 cases, each containing 36 cartons, and 25 cases, each containing 24 cartons, at Newark, N. J.

LABEL, IN PART: "Quick Frozen Strawberries In Heavy Syrup * * * Net Weight 1 lb. [or "2 Pounds"]."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (Examination showed that the product was short-weight.)

DISPOSITION: May 20, 1947. Chickamauga Producers, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

MISCELLANEOUS FRUIT PRODUCTS*

13455. Adulteration of apple pomace. U. S. v. 1,638 Bags * * *. (F. D. C. No. 24967. Sample Nos. 22311–K, 22312–K.)

LIBEL FILED: June 30, 1948, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about October 13, 1947, and February 18, 1948, from Holley, N. Y.

PRODUCT: 1,638 50-pound bags of apple pomace at New Orleans, La. Examination showed that the product contained insect excreta and webbing.

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

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*See also Nos. 13351–13354, 13356–13358.