

LABEL, IN PART: (Can) "Blue Ribbon Pure Horsemeat Charcoal Added Dogs Love It Net Weight 15 Ozs. For Dogs and Cats."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label designation "Pure Horsemeat Charcoal Added" was false and misleading as applied to a mixture of horse meat, cereal, and charcoal; and, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: December 9, 1949. The Blue Ribbon Packing Co., St. Louis, Mo., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling, under the supervision of the Federal Security Agency.

FRUITS AND VEGETABLES

CANNED FRUIT

15826. Adulteration of canned black raspberries. U. S. v. 153 Cases * * *. (F. D. C. No. 28576. Sample No. 72003-K.)

LABEL FILED: December 16, 1949, Southern District of Ohio.

ALLEGED SHIPMENT: On or about August 13, 1949, by the Michigan Fruit Cannery, Inc., from Benton Harbor, Mich.

PRODUCT: 153 cases, each containing 24 1-pound, 4-ounce cans, of black raspberries at Columbus, Ohio.

LABEL, IN PART: "Dolly Madison Brand Water Pack Michigan Black Raspberries."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy berries.

DISPOSITION: March 13, 1950. Default decree of destruction.

DRIED FRUIT

15827. Adulteration of dried peaches. U. S. v. 25 Cases * * *. (F. D. C. No. 28448. Sample No. 34197-K.)

LABEL FILED: On or about December 29, 1949, Southern District of Florida.

ALLEGED SHIPMENT: On or about October 24, 1949, by the Bonner Packing Co., from Fresno, Calif.

PRODUCT: 25 25-pound cases of dried peaches at Tampa, Fla.

LABEL, IN PART: "Mayfair Brand Choice Recleaned Muir Peaches Packed by Mayfair Packing Company, San Jose, California."

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

DISPOSITION: January 24, 1950. Default decree of condemnation and destruction.

FROZEN FRUIT

15828. Adulteration of frozen blueberries. U. S. v. 1,063 Cans, etc. (F. D. C. No. 28459. Sample Nos. 63021-K, 63023-K.)

LABEL FILED: December 5, 1949, District of Maine.

ALLEGED SHIPMENT: On or about September 1 and 5, 1949, from Dolbeau, Quebec, Canada.

PRODUCT: 1,750 cans, each containing 20-pounds, of frozen blueberries at Portland, Maine.

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

DISPOSITION: January 27, 1950. No claim having been filed with respect to the product, judgment of condemnation was entered and the court ordered that the product be destroyed.

15829. Adulteration of frozen black raspberries. U. S. v. 18 Cans, etc. (F. D. C. No. 28564. Sample No. 72004-K.)

LABEL FILED: December 14, 1949, Southern District of Ohio.

ALLEGED SHIPMENT: On or about July 10, 1949, by the Lawrence Frozen Foods Co., from Lawrence, Mich.

PRODUCT: 94 25-pound cans of frozen black raspberries at Columbus, Ohio.

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

DISPOSITION: February 7, 1950. Default decree of destruction.

MISCELLANEOUS FRUIT PRODUCTS

15830. Adulteration and misbranding of peach fountain fruit and pineapple fountain fruit. U. S. v. 23 Cases * * * (and 4 other seizure actions). Tried to the court. Verdict for Government. Decree of condemnation. (F. D. C. Nos. 22292, 22302, 22303, 22317, 22918. Sample Nos. 43178-H, 43196-H, 69701-H, 69702-H, 90735-H.)

LABELS FILED: Between the approximate dates of February 18 and April 10, 1947, Western District of Virginia, Northern District of Illinois, and Eastern District of Tennessee.

ALLEGED SHIPMENT: Four lots of fountain fruits were shipped on or about November 7, 11, 12, and 20, 1946, by Southland Preserving Co., Inc., from Chattanooga, Tenn., and 1 other lot was returned to the company in a shipment made from Washington, D. C., on or about January 31, 1947.

PRODUCT: 471 cases, each containing 24 14-ounce jars, of fountain fruit at Radford and Roanoke, Va., Chicago, Ill., and Chattanooga, Tenn.

LABEL, IN PART: (Jars) "Southland Peach Fountain Fruit (Delicious as a Spread) Contains: Peach, Grain Syrup, Sugar, Citric Acid, Vegetable Gums, and $\frac{1}{10}$ of 1% Sodium Benzoate," "Tara [or "Southland"] Pineapple Fountain Fruit Contains: Pineapple, Sugar, Honey, Grain Syrup, Citric Acid, Vegetable Gums, and $\frac{1}{10}$ of 1% Sodium Benzoate," and "Tara * * * Pineapple Fountain Fruit Contains: Pineapple, Pear, Peaches, Sugar, Grain Syrup, Citric Acid, Vegetable Gums and $\frac{1}{10}$ of 1% sodium benzoate."

NATURE OF CHARGE: Peach fountain fruit. Adulteration, Section 402 (b) (2), a substance consisting primarily of a mixture of peaches and sugar, or sugars, and having a soluble-solids content of less than 65 percent, had been substituted for peach preserves. Misbranding, Section 403 (g) (1), the article purported to be peach preserves, and it failed to conform to the definition and standard of identity for peach preserves since the soluble-solids content