

ALLEGED SHIPMENT: On or about August 21 and October 19, 1950, from North Sedgwick, Maine.

PRODUCT: 46 cases, each containing 24 14-ounce cans, of blueberries at Utica, N. Y. Examination showed that the article had undergone chemical decomposition.

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

DISPOSITION: January 12, 1954. Default decree of condemnation and destruction.

20981. Misbranding of canned peaches. U. S. v. 196 Cases * * *. (F. D. C. No. 35414. Sample No. 63411-L.)

LABEL FILED: September 8, 1953, Southern District of Illinois.

ALLEGED SHIPMENT: On or about July 18, 1953, by Roberts Bros., Inc., from Americus, Ga.

PRODUCT: 196 cases, each containing 24 cans, of peaches at Galesburg, Ill.

LABEL, IN PART: (Can) "Roberts Big R Brand Halves Yellow Freestone Peaches in Heavy Syrup Contents 1 Lb. 12 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned peaches since the article failed to meet the specifications for tenderness, weight, and trimming prescribed in the standard, and the label failed to bear a statement that the article fell below such standard. The standard provides that for canned peach halves all units tested in accordance with the prescribed method are pierced by a weight of not more than 300 grams; that the weight of the largest unit in the container is not more than twice the weight of the smallest unit therein; and that all peach units are untrimmed or are so trimmed as to preserve their normal shape.

DISPOSITION: December 17, 1953. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions.

DRIED FRUIT

20982. Adulteration of pitted dates. U. S. v. 19 Cases * * *. (F. D. C. No. 35493. Sample No. 65224-L.)

LABEL FILED: On or about September 22, 1953, Northern District of Iowa.

ALLEGED SHIPMENT: On or about November 5, 1952, from New York, N. Y.

PRODUCT: 19 70-pound cases of pitted dates at Dubuque, Iowa.

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 live insect infestation. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 20, 1953. Default decree of condemnation. The court ordered that the product be sold, conditioned that it be denatured or otherwise reprocessed, under the supervision of the United States marshal, into animal feed; or, if the product could not be sold, that it be delivered to a public institution, for use as animal feed.