23511. Spanish olives. (F. D. C. No. 39491. S. No. 52-662 M.)

QUANTITY: 144 cases, 4 1-gal. bottles each, at New York, N. Y.

SHIPPED: 6-12-56, from Seville, Spain, by Villamarin Hnos SA.

LABEL IN PART: (Case) "Spanish Olives * * * Seconds."

RESULTS OF INVESTIGATION: The article was packed into bottles by J. Ossola Co., Inc., at New York, N. Y. Inspection of this company disclosed the existence of insanitary conditions.

LIBELED: On or about 10-9-56, S. Dist. N. Y.

CHARGE: 402 (a) (3)—contained wormy olives; and 402 (a) (4)—prepared and packed under insanitary conditions.

DISPOSITION: 11-1-56. Default—destruction.

23512. Dried black-eyed peas. (F. D. C. No. 39451. S. No. 51-703 M.)

QUANTITY: 257 100-lb. bags at Mountainair, N. Mex.

SHIPPED: 8-1-56, from Turlock, Calif., by Roy M. Day Co.

LIBELED: 9-6-56, Dist. N. Mex.

CHARGE: 402 (a) (3)—contained rodent hairs; and 402 (a) (4)—prepared, packed, and held under insanitary conditions.

DISPOSITION: 11-5-56. Consent—claimed by Roy M. Day Co. and denatured.

23513. Frozen spinach. (F. D. C. No. 39055. S. No. 25-069 M.)

QUANTITY: 3,120 cases, 24 10-oz. pkgs. each, at Pasco, Wash.

SHIPPED: 3-31-56, from Oxnard, Calif., by Stokely-Van Camp, Inc.

LABEL IN PART: (Pkg.) "Frozen Fresh Leaf Spinach * * * Pictsweet."

RESULTS OF INVESTIGATION: Examination showed that the article contained 8.5 parts per million of DDT.

LIBELED: 5-1-56, E. Dist. Wash.

CHARGE: 402 (a) (2)—contained, when shipped, an added poisonous and deleterious substance, DDT, which is unsafe within the meaning of the law since the quantity of DDT contained on the article was greater than the tolerance fixed by the Secretary for such pesticide chemical on fresh spinach.

DISPOSITION: 10-18-56. Consent—claimed by Stokely-Van Camp, Inc. Efforts to reprocess the article being unsuccessful, it was destroyed.

23514. Frozen spinach. (F. D. C. No. 39125. S. No. 18-995 M.)

QUANTITY: 871 cartons, 24 pkgs. each, at Nashville, Tenn.

SHIPPED: 3-20-56, from Oxnard, Calif., by Stokely-Van Camp, Inc.

LABEL IN PART: (Pkg.) "Pictsweet Frozen Fresh Leaf Spinach Net Wt. 10 Oz."

RESULTS OF INVESTIGATION: Examination showed that the article contained up to 8.6 parts per million of DDT. Investigation showed that the article was packed from raw spinach which contained DDT in excess of the 7 parts per million tolerance.

LIBELED: 5-4-56, M. Dist. Tenn.

CHARGE: 402 (a) (2)—contained, when shipped, an added poisonous and deleterious substance, DDT, which is unsafe within the meaning of the law since the quantity of DDT contained on the article was greater than the tolerance fixed by the Secretary for such pesticide chemical on fresh spinach, and could have been avoided by good manufacturing practice had the manufacturer