

fruit more than 50 percent by weight of diced peaches, the maximum amount of diced peaches permitted by the standard, and contained less than 6 percent by weight of whole grapes, less than 6 percent by weight of pineapple sectors, and less than 2 percent by weight of cherry halves, the minimum percentages of whole grapes, pineapple sectors, and cherry halves required by the standard.

DISPOSITION: December 13, 1948. Default decree of condemnation. The product was ordered delivered to a charitable institution.

DRIED FRUIT

13806. Adulteration of dried apples. U. S. v. 1,249 Boxes * * *. (F. D. C. No. 24955. Sample No. 6454-K.)

LABEL FILED: June 17, 1948, Western District of New York.

ALLEGED SHIPMENT: On or about April 20, 1948, by Joe Valentine & Sons, from Watsonville, Calif.

PRODUCT: 1,249 50-pound boxes of dried apples at Hilton, N. Y.

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

DISPOSITION: November 15, 1948. Default decree of condemnation and destruction.

13807. Adulteration of dried apricots. U. S. v. Rosenberg Bros. & Co. Plea of nolo contendere to count 1 and not guilty to count 2. Fine of \$500 on count 1; count 2 dismissed. (F. D. C. No. 25293. Sample Nos. 831-K, 33267-K, 37319-K.)

INFORMATION FILED: September 13, 1948, Southern District of California, against Rosenberg Bros. & Co., a corporation, Fresno, Calif.

ALLEGED SHIPMENT: On or about October 29 and November 22, 1947, from the State of California into the States of Florida and Washington.

LABEL, IN PART: "True-Ripe Brand Dried Apricots Packed by Rosenberg Bros. & Co." or "Stadium Brand California Dried Apricots Distributed by Pacific Sales Co. Tacoma, Wash."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insect-infested and dirty apricots.

DISPOSITION: October 18, 1948. A plea of nolo contendere having been entered to count 1 and a plea of not guilty to count 2, the court imposed a fine of \$500 on the first count and dismissed the second count.

13808. Adulteration of dried apricots. U. S. v. Vagim Packing Co. Plea of nolo contendere. Fine, \$300. (F. D. C. No. 24834. Sample No. 20884-K.)

INFORMATION FILED: July 28, 1948, Southern District of California, against the Vagim Packing Co., a corporation, Fresno, Calif.

ALLEGED SHIPMENT: On or about November 10, 1947, from the State of California into the State of Missouri.

LABEL, IN PART: "Home Pak Brand Slab California Apricots Packed By Fresno Home Packing Co. Fresno, Cal."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of insect-infested and dirty apricots.

DISPOSITION: October 19, 1948. A plea of nolo contendere having been entered, the court imposed a fine of \$300.

13809. Adulteration of dried apricots. U. S. v. 5 Boxes, etc. (F. D. C. No. 25433. Sample Nos. 45426-K, 45427-K.)

LIBEL FILED: August 31, 1948, Southern District of Iowa.

ALLEGED SHIPMENT: On or about September 17, 1946, from Santa Clara, Calif.

PRODUCT: 23 30-pound boxes of dried apricots at Clinton, Iowa., in possession of the Lagomarcino-Grupe Co., Clinton, Iowa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the presence of larvae, weevils, and moldy apricots; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. (The product was adulterated while held for sale after shipment in interstate commerce.)

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

13810. Adulteration of dates. U. S. v. 10 Cases * * *. (F. D. C. No. 25266. Sample No. 33050-K.)

LIBEL FILED: August 13, 1948, Northern District of California.

ALLEGED SHIPMENT: On or about July 2, 1948, by V. C. Arguimbau & Co., Inc., from New York, N. Y.

PRODUCT: 10 70-pound cases of dates at San Francisco, Calif.

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

DISPOSITION: September 30, 1948. Default decree of condemnation and destruction.

13811. Adulteration of figs. U. S. v. 54 Cases, etc. (F. D. C. No. 24305. Sample No. 9253-K.)

LIBEL FILED: January 23, 1948, Southern District of New York.

ALLEGED SHIPMENT: On or about November 8, 1947, by the Roeding Fig Co., from Fresno, Calif.

PRODUCT: 234 25-pound cases of figs at New York, N. Y.

LABEL, IN PART: "Big Alpha Brand Fancy Calimyrna Figs."

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 insect-infested figs, and of a decomposed substance by reason of the presence of sour and moldy figs.

DISPOSITION: August 25, 1948. The Roeding Fig Co. having appeared as claimant but having failed to file an answer to the libel, judgment of condemnation was entered and the product was ordered destroyed.

13812. Adulteration of figs. U. S. v. 26 Cases * * *. (F. D. C. No. 25218. Sample No. 19922-K.)

LIBEL FILED: July 27, 1948, Northern District of Ohio.

ALLEGED SHIPMENT: On or about January 4, 1944, from Merced, Calif.

PRODUCT: 26 25-pound cases of figs at Canton, Ohio.