label containing the common or usual name of the product; and, Section 403 (i) (2), it was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each such ingredient.

DISPOSITION: October 29, 1948. Default decree of condemnation and destruction.

14621. Adulteration of frozen strawberries. U. S. v. 70 Cans * * * (and 1 other seizure action). (F. D. C. Nos. 24664, 24958. Sample Nos. 22921–K, 23212–K.)

LIBELS FILED: On or about June 3 and 17, 1948, Southern District of Mississippi and Northern District of Alabama.

ALLEGED SHIPMENT: On or about May 6 and 7, 1948, by M. W. Miller & Co., from Hammond, La.

PRODUCT: 87 30-pound cans of frozen strawberries at Birmingham, Ala., and Jackson, Miss.

LABEL, IN PART: "All Star Brand Frozen Fresh Strawberries."

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 rotten and moldy berries.

DISPOSITION: July 27 and September 29, 1948. Default decrees of condemnation and destruction.

MISCELLANEOUS FRUIT PRODUCTS

14622. Adulteration and misbranding of apple butter. U. S. v. 248 Cases * * *. (F. D. C. No. 24290. Sample No. 20238–K.)

LIBEL FILED: January 3, 1948, Western District of Oklahoma.

ALLEGED SHIPMENT: On or about December 11, 1947, by the Colonial Mfg. Co., from Omaha, Nebr.

PRODUCT: 248 cases, each containing 12 28-ounce jars, of apple butter at Oklahoma City, Okla.

LABEL, IN PART: (Jar) "Colonial Apple Butter Contains: Apples, Sugar, Spices 28 Oz."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product of less than 43 percent soluble-solids content had been substituted for apple butter.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for apple butter since its soluble-solids content was less than 43 percent.

DISPOSITION: January 7, 1948. The Colonial Mfg. Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

14623. Misbranding of peach preserves. U. S. v. Atlantic Preserving Co., Inc. Plea of nolo contendere. Fine, $400. (F. D. C. No. 24553. Sample Nos. 406–K, 407–K.)

INFORMATION FILED: May 17, 1948, Northern District of Georgia, against Atlantic Preserving Co., Inc., Atlanta, Ga.

ALLEGED SHIPMENT: On or about August 21, 1947, from the State of Georgia into the State of North Carolina.

LABEL, IN PART: "Mrs. Bell's Home Made Peach Preserves * * * Mrs. Bell Preserving Co. Atlanta, Georgia."