

DISPOSITION: August 16, 1944. The Rosen Brokerage Co., St. Louis, Mo., having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction of the unfit portion.

FROZEN VEGETABLES

6152. Adulteration of frozen cut golden wax beans and green beans. U. S. v. 818 Cases of Frozen Cut Golden Wax Beans (and 1 other seizure action against frozen beans). Default decrees of condemnation and destruction. (F. D. C. Nos. 12315, 12689. Sample Nos. 73706-F, 73708-F, 73727-F, 73728-F.)

LIBELS FILED: May 5 and June 14, 1944, Southern District of California.

ALLEGED SHIPMENT: On or about March 29, 1944, by the California Bank, from Webster, N. Y.

PRODUCT: 818 25-pound cases of frozen cut golden wax beans and 1,108 25-pound cases of frozen cut green beans, at Los Angeles, Calif.

LABEL IN PART: "Fresh Frozen Cut Golden Wax [or "Green"] Beans * * * Southland Products Co. New York."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of decomposed substances.

DISPOSITION: June 2, and August 8, 1944. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

6153. Adulteration of frozen beans. U. S. v. 144 Cartons, 517 Cartons, and 206 Cartons of Frozen Beans. Default decree of condemnation and destruction. (F. D. C. No. 12906. Sample Nos. 68112-F, 68113-F, 68114-F.)

LIBEL FILED: July 10, 1944, Northern District of Ohio.

ALLEGED SHIPMENT: On or about April 25, 1944, by the W. M. Storage Corporation, Wallington, N. Y.

PRODUCT: 659 25-pound cartons, 2 12½-pound cartons, and 206 12-pound cartons of frozen beans at Cleveland, Ohio.

LABEL, IN PART: (Cartons) "Fresh Frozen Cut Golden Wax Beans [or "Fresh Frozen Cut Green Beans Refugee," or "Fresh Frozen Whole Baby Green Beans Refugee"] * * * Southland Products Co. New York."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: August 14, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6154. Adulteration of frozen cut wax beans. U. S. v. 261 Cases of Golden Wax Beans. Default decree of condemnation and destruction. (F. D. C. No. 12884. Sample No. 68115-F.)

LIBEL FILED: July 7, 1944, Northern District of Ohio.

ALLEGED SHIPMENT: On or about May 2, 1944, by the William Edwards Co., Webster, N. Y.

PRODUCT: 261 cases, each containing 25 pounds, of frozen cut wax beans, at Cleveland, Ohio.

LABEL, IN PART: (Cases) "Fresh Frozen Cut Golden Wax Beans * * * Southland Products Co. New York."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: August 7, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6155. Adulteration of frozen cut green beans. U. S. v. 294 Cartons of Frozen Cut Green Beans. Default decree of condemnation and destruction. (F. D. C. No. 12385. Sample No. 54462-F.)

LIBEL FILED: May 24, 1944, Northern District of Indiana.

ALLEGED SHIPMENT: On or about October 23, 1943, by Okeena Canning Co., Dyersburg, Tenn.

PRODUCT: 294 cartons, each containing 25 pounds, of frozen cut green beans at Fort Wayne, Ind.

LABEL, IN PART: (Cartons) "Okeena Brand Fancy Fresh Frozen Cut Beans."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: June 21, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6156. Adulteration of frozen brussels sprouts. U. S. v. 150 Cartons of Frozen Brussels Sprouts. Default decree of condemnation and destruction. (F. D. C. No. 12340. Sample No. 70785-F.)

LABEL FILED: May 16, 1944, Western District of Washington.

ALLEGED SHIPMENT: On or about March 16, 1944, by Sacramento Frosted Foods, from Sacramento, Calif.

PRODUCT: Frozen brussels sprouts, 150 cartons, each containing 18 pounds, at Mt. Vernon, Wash.

LABEL IN PART: (Cartons) "Packed By Sacto Frosted Foods Sacramento Cal."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of aphids.

DISPOSITION: September 16, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6157. Adulteration of frozen spinach. U. S. v. 63 Cases of Frozen Spinach. Default decree of condemnation and destruction. (F. D. C. No. 12430. Sample No. 60427-F.)

LABEL FILED: May 24, 1944, Northern District of California.

ALLEGED SHIPMENT: On or about April 22, 1944, by the S. A. Moffett Co., from Seattle, Wash.

PRODUCT: 63 cases, each containing 24 cartons, of frozen spinach at Oakland, Calif.

LABEL, IN PART: (Cartons) "Polar Frosted Foods Spinach."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of aphids and larvae.

DISPOSITION: July 27, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

MISCELLANEOUS VEGETABLES*

6158. Adulteration of blackeye beans. U. S. v. 7 Bags of Blackeye Beans. Default decree of condemnation. Product ordered delivered to the National Zoological Park. (F. D. C. No. 12355. Sample No. 79518-F.)

LABEL FILED: May 10, 1944, District of Columbia.

PRODUCT: 7 100-pound bags of blackeye beans at Washington, D. C., in possession of the Atlantic Hotel Supply Co.

The lot was stored under insanitary conditions. Rodent pellets and urine stains were found on the bags. Examination of samples showed that the beans had been contaminated with rodent urine and contained rodent hairs.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: June 26, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to the National Zoological Park.

6159. Misbranding of onions. U. S. v. Justman-Frankenthal Company and Howard William Grimsley. Pleas of guilty. Each defendant fined \$175. (F. D. C. No. 11401. Sample Nos. 23482-F, 41116-F, 56343-F, 57904-F to 57906-F, incl., 57912-F, 57913-F.)

INFORMATION FILED: On June 16, 1944, in the District of Colorado, against the Justman-Frankenthal Co., a partnership, and Howard W. Grimsley, an individual, Crowley and Ordway, Colo.

ALLEGED SHIPMENT: From on or about October 8 to 13, 1943, from the State of Colorado into the States of Pennsylvania, New York, Illinois, Louisiana, New Jersey, and Kentucky.

*See also No. 6009.