

10168. Adulteration of sauerkraut juice. U. S. v. 177 Cases of Sauerkraut Juice. Default decree of condemnation and destruction. (F. D. C. No. 17554. Sample Nos. 32215-H, 32216-H.)

LIBEL FILED: September 19, 1945, District of Arizona.

ALLEGED SHIPMENT: On or about November 15 and December 8, 1944, by the Daisy-Fresh Products Co., from Los Angeles, Calif.

PRODUCT: 82 cases, each containing 12 1-pint bottles, and 95 cases, each containing 24 1-pint bottles, of sauerkraut juice at Phoenix, Ariz.

LABEL, IN PART: "Daisy-Fresh Pure Sauerkraut Juice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance since it was undergoing active spoilage.

DISPOSITION: November 8, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10169. Adulteration of canned spinach. U. S. v. 477 Cases of Canned Spinach. Default decree of condemnation and destruction. (F. D. C. No. 17444. Sample No. 29798-H.)

LIBEL FILED: On or about October 6, 1945, District of Kansas.

ALLEGED SHIPMENT: On or about August 27, 1945, by W. J. Withers, from San Francisco, Calif.

PRODUCT: 477 cases, each containing 24 1-pound, 2-ounce cans, of spinach at Pittsburg, Kans.

LABEL, IN PART: "Deerwood Brand Fancy California Spinach."

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 aphids.

DISPOSITION: December 28, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10170. Adulteration and misbranding of canned spinach. U. S. v. 88 Cases of Canned Spinach. Default decree of condemnation and destruction. (F. D. C. No. 17192. Sample No. 27984-H.)

LIBEL FILED: On or about September 12, 1945, District of Oregon.

ALLEGED SHIPMENT: On or about June 23, 1945, by the Hunt Brothers Packing Co., from Oakland, Calif.

PRODUCT: 88 cases, each containing 14 1-pound, 11-ounce cans, of spinach at Klamath Falls, Oreg. Examination showed that the product contained an excessive amount of blades of grass.

LABEL, IN PART: "Hunt's Supreme Quality Fancy California Spinach."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), grass had been substituted in whole or in part for spinach, which the article was represented to be.

Misbranding, Section 403 (a), the label statement, "Supreme Quality Fancy California Spinach," was false and misleading.

DISPOSITION: October 4, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10171. Adulteration of frozen sweet potato puree. U. S. v. 794 Cartons of Frozen Sweet Potato Puree. Consent decree of condemnation and destruction. (F. D. C. No. 17484. Sample No. 18064-H.)

LIBEL FILED: October 3, 1945, Northern District of Illinois.

ALLEGED SHIPMENT: On or about August 7, 1945, by the Capitol Fish Co., from Atlanta, Ga.

PRODUCT: 794 25-pound cartons of frozen sweet potato puree at Chicago, Ill. Examination showed that the product was moldy.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: December 20, 1945. The Capitol Fish Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.