

ALLEGED SHIPMENT: On or about October 30, 1944, by the Bonner Packing Co., from Fresno, Calif.

PRODUCT: 46 30-pound boxes of seedless raisins at Philadelphia, Pa.

LABEL, IN PART: "Bonner's Choice Thompson Seedless Raisins."

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 weevils, larvae, and insect-damaged raisins.

DISPOSITION: October 16, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed.

10305. Adulteration of frozen blackberries. U. S. v. 366 Cartons of Frozen Blackberries (and 3 other seizure actions against frozen blackberries). Decrees of condemnation. Portion of product ordered sold; remainder ordered released under bond. (F. D. C. Nos. 17636, 17995, 17996, 18237. Sample Nos. 7941-H, 7948-H, 7970-H, 7971-H, 22793-H, 23035-H.)

LIBELS FILED: Between the dates of October 10 and 31, 1945, District of New Jersey and Eastern District of Missouri.

ALLEGED SHIPMENT: Between the approximate dates of July 17 and 24, 1945, by the Craddock Canning and Preserve Co., from Paducah, Ky.

PRODUCT: Frozen Blackberries. 366 cartons, each containing 24 cups, and 420 30-pound cans at Jersey City, N. J.; and 340 30-pound cans at St. Louis, Mo. Examination showed that the blackberries were fermented or sour and that one lot contained maggots.

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

DISPOSITION: October 24 and 28 and November 26 and 27, 1945. The Delphi Frosted Foods Corporation, New York, N. Y., claimant for the Jersey City lots, having admitted the allegations of the libels, and no claimant having appeared for the St. Louis lots, judgments of condemnation were entered. It was ordered that the Jersey City lots be released under bond, conditioned that they be used in the manufacture of alcohol, under the supervision of the Food and Drug Administration, and that the St. Louis lots be sold for purposes other than human consumption.

10306. Adulteration of frozen blackberries, misbranding of frozen dewberries, and adulteration and misbranding of frozen blueberries. U. S. v. 656 Cases of Frozen Blackberries, 200 Cases of Frozen Dewberries, and 116 Cases of Frozen Blueberries. Consent decree of condemnation. Portion of product ordered destroyed; remainder ordered released under bond. (F. D. C. No. 17570. Sample Nos. 4751-H, 4752-H, 4754-H, 4761-H.)

LIBEL FILED: September 17, 1945, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about July 26, 1945, by the Craddock Canning and Preserve Co., from Paducah, Ky.

PRODUCT: 656 cases, each containing 22 cups, of frozen blackberries, 200 cases, each containing 22 cups, of frozen dewberries, and 116 cases, each containing 22 cups, of frozen blueberries at Philadelphia, Pa. Examination showed that the blackberries were fermented and that the blueberries contained maggots. Both the blueberries and dewberries were found to be short-weight.

LABEL, IN PART: "Craddock's Fancy Frozen Blackberries [or "Dewberries," or "Blueberries"] Net Weight 14 Ozs. [or "12 Ozs.," or "16 Ozs.]."

NATURE OF CHARGE: Blackberries and blueberries. Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of decomposed or filthy substances.

Dewberries and blueberries. Misbranding, Section 403 (a), the labels of the articles failed to contain an accurate statement of the quantity of the contents.

DISPOSITION: October 25, 1945. Bucks County Frozen Products, Inc., Doylestown, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the blueberries were ordered destroyed. It was ordered that the blackberries be denatured and converted into wine brandy or vinegar and that the dewberries be relabeled under the supervision of the Food and Drug Administration.