

DISPOSITION: January 22, 1947. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

11667. Adulteration of canned turnip greens. U. S. v. 811 Cases and 70 Cases
* * * (F. D. C. Nos. 20999, 21000. Sample Nos. 54636-H, 54637-H.)

LIBELS FILED: September 24, 1946, Southern District of Florida.

ALLEGED SHIPMENT: November 8, 1945, and February 28, 1946, by the White Packing Co., from Vienna, Ga.

PRODUCT: 881 cases, each containing 24 1-pound, 3-ounce cans, of turnip greens at Sanford, Fla.

LABEL, IN PART: "Georgia Turnip Greens."

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

DISPOSITION: November 6, 1946. The White Packing Co., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond for the segregation of the unfit portion and the salvaging of the remainder, under the supervision of the Federal Security Agency.

11668. Adulteration of canned turnip greens and canned okra. U. S. v. 71 Cases, etc. (F. D. C. No. 20797. Sample Nos. 1882-H, 1884-H.)

LIBEL FILED: September 11, 1946, Western District of North Carolina.

ALLEGED SHIPMENT: On or about April 12 and June 7, 1946, by the Alabama Products Canning Co., Inc., from Roanoke, Ala.

PRODUCT: 71 cases, each containing 24 1-pound, 2-ounce cans, of turnip greens and 88 cases, each containing 6 6-pound, 6-ounce cans, of cut okra at Asheville, N. C.

LABEL, IN PART: "Morris Brand Turnip Greens," or "Morris Brand Cut Okra."

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

DISPOSITION: May 13, 1947. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

11669. Adulteration of canned mustard greens and canned spinach. U. S. v. 90 Cases, etc. (F. D. C. Nos. 20815, 20895. Sample Nos. 35547-H, 35548-H, 35558-H.)

LIBELS FILED: August 29 and September 18, 1946, Western District of Tennessee.

ALLEGED SHIPMENT: On or about May 6 and June 15, 1946, by the Valley Packing Co., from Atkins, Ark.

PRODUCT: 90 cases, each containing 24 1-pound, 2-ounce cans, of mustard greens and 285 cases, each containing 6 6-pound, 2-ounce cans, of spinach at Memphis, Tenn.

LABEL, IN PART: "Valley Brand Mustard Greens [or "Spinach"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the mustard greens consisted in whole or in part of a filthy substance by reason of the presence of aphids, and the spinach consisted in whole or in part of a decomposed substance.

DISPOSITION: October 21, 1946. The Valley Packing Co. having appeared as claimant for the canned spinach and having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for the purpose of segregating and destroying the unfit portion, under the supervision of the Federal Security Agency. On November 4, 1946, no claimant having appeared for the mustard greens, judgment of condemnation was entered and the product was ordered destroyed.

11670. Adulteration of canned spinach. U. S. v. Frank Raiter Canning Co., Frank E. Raiter, and Dorothy R. Chrzan. Pleas of nolo contendere. Joint fine of \$1,000. (F. D. C. No. 21577. Sample Nos. 45598-H, 45599-H, 59332-H.)

INFORMATION FILED: March 5, 1947, Northern District of California, against the Frank Raiter Canning Co., a corporation, Salinas, Calif., and Frank E. Raiter, president, and Dorothy R. Chrzan, treasurer.

ALLEGED SHIPMENT: On or about April 30 and May 3, 1946, from the State of California into the States of Virginia and Washington.

LABEL, IN PART: "Raiter's Fancy Spinach," or "Fairfax Hall Brand * * * Spinach Packed for Wholesale Grocers Exchange, Inc. Richmond, Va."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of aphids and thrips.

DISPOSITION: March 12, 1947. Pleas of nolo contendere having been entered on behalf of the three defendants, the court imposed a joint fine of \$1,000 against the corporation and the two individual defendants.

11671. Adulteration of canned spinach. U. S. v. 1,185 Cases * * *. (F. D. C. No. 20828. Sample No. 67220-H.)

LABEL FILED: August 30, 1946, District of Nebraska.

ALLEGED SHIPMENT: On or about March 18, 1946, by Whiteside Cannery, from Van Buren, Ark.

PRODUCT: 1,185 cases, each containing 24 1-pound, 2-ounce cans, of spinach at Omaha, Nebr.

LABEL, IN PART: "Yellowstone Brand Spinach * * * Paxton and Gallagher Co. Distributors Omaha, Nebraska."

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

DISPOSITION: January 9, 1947. Whiteside Cannery, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered destroyed.

11672. Adulteration of canned spinach. U. S. v. 175 Cases * * *. (F. D. C. No. 21396. Sample No. 23598-H.)

LABEL FILED: October 30, 1946, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 3, 1945, by the Appleby-Young Canning Co., from Johnsons, Ark.

PRODUCT: 175 cases, each containing 24 1-pound, 2-ounce cans, of spinach at St. Louis, Mo.

LABEL, IN PART: "Hiwasse Brand Spinach."

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

DISPOSITION: November 27, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

FROZEN VEGETABLES

11673. Adulteration of frozen asparagus. U. S. v. 1,550 Cases * * *. (F. D. C. No. 20987. Sample No. 65379-H.)

LABEL FILED: September 13, 1946, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about May 31, 1946, by Ecco Frozen Foods, from Longview, Wash.

PRODUCT: 1,550 cases, each containing 24 12-ounce packages, of frozen asparagus at Philadelphia, Pa.

LABEL, IN PART: "Goff's Fresh Frosted Cut Spears Asparagus * * * Packed for Goff's Frosted Food Co., Chester, Pa."

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

DISPOSITION: September 25, 1946. Goff's Frosted Foods, Chester, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned upon the segregation of the fit portion and the destruction of the unfit portion, under the supervision of the Food and Drug Administration.

11674. Misbranding of frozen asparagus. U. S. v. 726 Cases * * *. (F. D. C. No. 20807. Sample No. 41663-H.)

LABEL FILED: September 12, 1946, District of Maryland.

ALLEGED SHIPMENT: On or about June 19, 1946, by the Joseph Kiser Co., from Santa Clara, Calif.