

PRODUCT: 20 cases, each containing 12 packages, of frozen broccoli at Phoenix, Ariz.

LABEL, IN PART: (Packages) "Booth Famous Foods Quick Frozen Trimmed Cleaned Broccoli Net Weight 2 Pounds Distributed by Booth Fisheries Corporation Chicago, Illinois."

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

DISPOSITION: March 30, 1948. Default decree of condemnation and destruction.

12719. Adulteration of strained peas. U. S. v. 598 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 23431, 23432. Sample Nos. 61373-H, 61376-H.)

LIBELS FILED: August 27 and 28, 1947, Northern District of Ohio and Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about July 9 and 16, 1947, by the H. J. Heinz Co., from Medina, N. Y.

PRODUCT: Strained peas. 598 cases at Youngstown, Ohio, and 3,594 cases at Pittsburgh, Pa., each case containing 24 4¾-ounce jars.

LABEL, IN PART: "Heinz Strained Peas."

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 larvae.

DISPOSITION: December 12 and 22, 1947. Default decrees of condemnation and destruction.

12720. Misbranding of canned peas. U. S. v. 1,250 Cases * * *. (F. D. C. No. 23799. Sample No. 28410-K.)

LIBEL FILED: October 10, 1947, District of Colorado.

ALLEGED SHIPMENT: On or about September 10, 1946, by the Dundas Canning Co., from Dundas, Wis.

PRODUCT: 1,250 cases, each containing 6 6-pound, 12-ounce cans, of peas at Denver, Colo.

LABEL, IN PART: "Upper Deck Sweet Peas * * * Distributed by Fall River Canning Co., Fall River, Wisconsin."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product failed to conform to the standard of quality for canned peas, since it failed to meet the test for tenderness prescribed by the regulations; and the label failed to bear the substandard legend.

DISPOSITION: January 7, 1947. The Dundas Canning Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

12721. Adulteration of dill pickles. U. S. v. Joseph Bertman (Bertman Products). Plea of guilty. Fine, \$200 and costs. (F. D. C. No. 23586. Sample No. 6547-H.)

LIBEL FILED: October 10, 1947, Northern District of Ohio, against Joseph Bertman, trading as Bertman Products, Cleveland, Ohio.

ALLEGED SHIPMENT: On or about March 4, 1947, from the State of Ohio into the State of New York.

LABEL, IN PART: "Bertman Kosher Dills."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insect fragments and larvae.

DISPOSITION: December 22, 1947. A plea of guilty having been entered, the defendant was fined \$200, plus costs.

12722. Adulteration of spinach. U. S. v. Pacific Gamble Robinson Co. (Pacific Fruit & Produce Co.). Plea of nolo contendere. Fine, \$1,000. (F. D. C. No. 23615. Sample Nos. 89222-H, 89235-H to 89237-H, incl.)

INFORMATION FILED: November 3, 1947, District of Colorado, against the Pacific Gamble Robinson Co., a corporation, trading as the Pacific Fruit & Produce Co., at Denver, Colo.