

16224. Adulteration of canned black raspberries and red raspberries. U. S. v. 329 Cases * * *. (F. D. C. No. 28496. Sample Nos. 48614-K, 48864-K.)

LIBEL FILED: December 22, 1949, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about July 30, 1949, by Brocton Preserving Co., Inc., from Brocton, N. Y.

PRODUCT: 329 cases, each containing 24 1-pound, 4-ounce cans, of black raspberries and red raspberries, at Philadelphia, Pa.

LABEL, IN PART: (Can) "Brocton Brand In Heavy Syrup * * * Fancy Black [or "Fancy Columbian Red"] Raspberries."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy berries.

DISPOSITION: March 24, 1950. Brocton Preserving Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond, conditioned that the unfit portion be segregated and destroyed, under the supervision of the Food and Drug Administration. A total of 467 cases were seized, and, of these, 174 cases and 79 cans were destroyed.

FROZEN FRUIT

16225. Adulteration of frozen strawberries. U. S. v. 143 Barrels * * *. (F. D. C. No. 28050. Sample Nos. 11991-K, 50264-K.)

LIBEL FILED: October 14, 1949, Eastern District of New York.

ALLEGED SHIPMENT: On or about August 30, 1949, by the Quaker Maid Co., from Everett, Wash.

PRODUCT: 143 barrels of frozen strawberries at Brooklyn, N. Y.

LABEL, IN PART: (Barrel) "National Fruit Canning Co. * * * 4 + 1 Cold Process Marshall Strawberries * * * Net 420."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed berries.

DISPOSITION: December 6, 1949. National Fruit Canning Co., Inc., Seattle, Wash., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation of the fit from the unfit portion, under the supervision of the Food and Drug Administration. Segregation operations resulted in the destruction of 31 barrels of unfit strawberries.

16226. Adulteration of frozen strawberries. U. S. v. 100 Cases * * *. (F. D. C. No. 27874. Sample No. 1496-K.)

LIBEL FILED: September 21, 1949, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about July 23, 1949, by the Sunshine Packing Corp., from North East, Pa.

PRODUCT: 100 cases, each containing 4 10-pound cans, of frozen strawberries at Greensboro, N. C.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (Examination disclosed the presence of decomposed berries.)

DISPOSITION: November 14, 1949. Default decree of condemnation and destruction.

VEGETABLES AND VEGETABLE PRODUCTS

16227. Adulteration of celery. U. S. v. 896 Crates * * *. (F. D. C. No. 28812. Sample Nos. 49674-K, 75431-K.)

LIBEL FILED: January 24, 1950, District of Colorado.

ALLEGED SHIPMENT: On or about January 13 and 14, 1950, by A. Shrier & Sons Co., from Jasmin, Calif.

PRODUCT: 896 crates of celery at Denver, Colo.

LABEL, IN PART: "Good Morning Brand Vegetable."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its discoloration, pithiness, and softness, due to freezing.

DISPOSITION: March 22, 1950. The shipper having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be sold to C. H. Robinson Co., Denver, Colo., conditioned that the celery be reprocessed so that it would be fit for human consumption, under the supervision of the Food and Drug Administration. The frost-damaged outer stalks were removed, resulting in the salvage of 341 crates of celery hearts.

16228. Adulteration of celery. U. S. v. 400 Crates * * *. (F. D. C. No. 28780. Sample No. 64530-K.)

LIBEL FILED: On or about January 23, 1950, District of Minnesota.

ALLEGED SHIPMENT: On or about January 6, 1950, by the Salinas Celery Distributors, from Salinas, Calif.

PRODUCT: 400 crates of celery at Minneapolis, Minn.

LABEL, IN PART: "SCD Brand Selected Vegetables."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its discoloration, pithiness, and softness, due to freezing.

DISPOSITION: February 17, 1950. Default decree of condemnation. The court ordered that the product be disposed of in compliance with the law. The product was purchased by a local firm, and all unfit stalks were removed under the supervision of the Food and Drug Administration, leaving only sound celery and celery hearts.

16229. Adulteration of celery. U. S. v. 504 Crates * * *. (F. D. C. No. 28806. Sample No. 68727-K.)

LIBEL FILED: January 23, 1950, District of Oregon.

ALLEGED SHIPMENT: On or about January 10, 1950, by the Salinas Valley Vegetable Exchange, from Salinas, Calif.

PRODUCT: 504 crates of celery at Portland, Oreg.

LABEL, IN PART: "Pebble Beach Celery."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its discoloration, pithiness, and softness, due to freezing.

DISPOSITION: February 28, 1950. Default decree of condemnation and destruction.