

FROZEN FRUIT

16930. Adulteration of frozen strawberries. U. S. v. 300 Cans * * *
(F. D. C. No. 29288. Sample No. 70171-K.)

LABEL FILED: June 30, 1950, District of Nebraska.

ALLEGED SHIPMENT: On or about May 7, 1950, by Baumer Food Products, Ponchatoula, La.

PRODUCT: 300 30-pound cans of frozen strawberries at Omaha, Nebr.

LABEL, IN PART: "Baumer's Cold Packed Strawberries."

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: July 25, 1950. The shipper having appeared as claimant and 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 moldy berries and decomposed matter from the strawberries. Segregation operations having been unsuccessful, on January 5, 1951, the court ordered that the product be destroyed.

VEGETABLES AND VEGETABLE PRODUCTS

16931. Adulteration of frozen brussels sprouts. U. S. v. 251 Cases * * *
(F. D. C. No. 29878. Sample Nos. 88145-K, 88146-K.)

LABEL FILED: September 16, 1950, Western District of Texas.

ALLEGED SHIPMENT: On or about November 23, 1949, and January 13, 1950, by Honor Brand Frosted Foods, from Burbank and Los Angeles, Calif.

PRODUCT: Frozen brussels sprouts. 184 cases, each containing 48 10-ounce packages, and 67 cases, each containing 6 4-pound cartons, at El Paso, Tex.

LABEL, IN PART: "Honor Brand."

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

DISPOSITION: November 2, 1950. Default decree of condemnation and destruction.

16932. Misbranding of canned peas. U. S. v. 78 Cases * * *. (F. D. C. No. 29902. Sample No. 13748-K.)

LABEL FILED: September 26, 1950, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 15, 1950, by the Melrose Canning Co., from Melrose, Md.

PRODUCT: 78 cases, each containing 24 1-pound cans, of peas at Gettysburg, Pa.

LABEL, IN PART: (Can) "Evelyn Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article fell below the standard of quality for canned peas since it was a smooth skin variety of peas and the alcohol-insoluble solids of the peas in the container were more than 23.5 percent, and its label failed to bear a statement that the article fell below such standard of quality.

DISPOSITION: January 4, 1951. Default decree of condemnation. The court ordered that the product be distributed to charitable institutions since it was fit for human consumption.