

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 rotten berries.

DISPOSITION: March 7, 1951. Default decree of condemnation and destruction.

17125. Adulteration of seeded and seedless raisins. U. S. v. 46 Cases, etc.
(F. D. C. No. 29876. Sample Nos. 82093-K, 82094-K.)

LABEL FILED: November 10, 1950, Western District of South Carolina.

ALLEGED SHIPMENT: On or about November 20, 1948, and November 4, 1949, from Del Rey, Calif.

PRODUCT: 46 cases, each containing 36 15-ounce packages, of seeded raisins, and 68 30-pound cases of seedless raisins, at Spartanburg, S. C.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the seeded raisins consisted in whole or in part of a filthy substance by reason of the presence of insects, and the seedless raisins consisted in whole or in part of a decomposed substance by reason of the presence of mold and rot. The products were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 15, 1950. Default decree of condemnation. The court ordered that the seedless raisins be destroyed and that in lieu of destruction, the seeded raisins be delivered to a charitable institution, for use as animal feed.

17126. Adulteration of seedless raisins. U. S. v. 34 Cases * * *. (F. D. C. No. 29958. Sample No. 85513-K.)

LABEL FILED: October 27, 1950, District of Minnesota.

ALLEGED SHIPMENT: On or about August 5, 1950, from Fresno, Calif.

PRODUCT: 34 30-pound cases of seedless raisins at Minneapolis, Minn.

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 insects. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 15, 1950. Default decree of condemnation. The court ordered that the product be destroyed unless properly denatured for use as animal feed, under the supervision of the Food and Drug Administration.

FROZEN FRUIT

17127. Adulteration of frozen strawberries. U. S. v. Joseph A. Prime (Prime Canning Co.). Plea of guilty. Defendant fined \$500 and sentenced to 1 year in jail; jail sentence suspended and defendant placed on probation for 1 year. (F. D. C. No. 30064. Sample No. 74890-K.)

INFORMATION FILED: December 28, 1950, Western District of New York, against Joseph A. Prime, a partner in the partnership of the Prime Canning Co., Buffalo, N. Y.

ALLEGED SHIPMENT: On or about August 31, 1950, from the State of New York into the State of New Jersey.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of moldy strawberries; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.