

DISPOSITION: August 25, 1952. Default decree of condemnation. The court ordered that the product be denatured and disposed of for use as animal feed or be destroyed.

FROZEN FRUIT

19271. Adulteration of frozen cherries. U. S. v. 624 Cans * * *. (F. D. C. No. 33040. Sample No. 49732-L.)

LIBEL FILED: April 16, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about March 11, 1952, by the Smeltzer Orchard Co., from Elberta, Mich.

PRODUCT: 624 30-pound cans of frozen cherries at Hillside, N. J.

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 cherries.

DISPOSITION: July 11, 1952. Default decree of condemnation and destruction.

VEGETABLES

19272. Adulteration of dried pinto beans. U. S. v. 151 Bags * * *. (F. D. C. No. 33056. Sample No. 6817-L.)

LIBEL FILED: April 8, 1952, Western District of New York.

ALLEGED SHIPMENT: On or about October 9 and November 14, 1951, from Baltimore, Md., and North Kansas City, Mo.

PRODUCT: 151 100-pound bags of dried pinto beans at Geneva, N. Y., in the possession of Cooperative G. L. F. Marketing Service, Inc.

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 rodent excreta and rodent hairs; and, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 6, 1952. Cooperative G. L. F. Marketing Service, 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 for segregation and destruction of the unfit portion, under the supervision of the Federal Security Agency.

60 bags of the dried pinto beans were found unfit and were ground into meal for use as rabbit food pellets.

19273. Misbranding of canned mushrooms. U. S. v. 233 Cases * * *. (F. D. C. No. 32917. Sample No. 27341-L.)

LIBEL FILED: April 2, 1952, Northern District of California.

ALLEGED SHIPMENT: On or about March 4 and November 27, 1951, by the K. B. Products Corp., from Hudson, N. Y.

PRODUCT: 233 cases, each containing 24 cans, of mushrooms at San Francisco, Calif.

LABEL, IN PART: "Knaust Cavern Brand Sliced Mushrooms Drained Wgt. 2 Oz. Net Avd."