

20983. Adulteration of prunes. U. S. v. 55 Cartons * * *. (F. D. C. No. 35496. Sample No. 8599-L.)

LIBEL FILED: September 19, 1953, Northern District of New York.

ALLEGED SHIPMENT: On or about October 15, 1952, from San Francisco, Calif.

PRODUCT: 55 30-pound cartons of prunes at Syracuse, N. Y.

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

DISPOSITION: November 9, 1953. Default decree of condemnation and destruction.

20984. Adulteration of seedless raisins. U. S. v. 40 Boxes * * *. (F. D. C. No. 35495. Sample No. 56127-L.)

LIBEL FILED: September 18, 1953, Western District of New York.

ALLEGED SHIPMENT: On or about April 3, 1953, from Selma, Calif.

PRODUCT: 40 30-pound boxes of seedless raisins at Buffalo, N. Y.

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

DISPOSITION: October 21, 1953. Default decree of condemnation and destruction.

FRESH FRUIT

20985. Adulteration of fresh blueberries. U. S. v. 4 Crates * * *. (F. D. C. No. 35850. Sample No. 45563-L.)

LIBEL FILED: August 18, 1953, District of Massachusetts.

ALLEGED SHIPMENT: On or about August 16, 1953, by Edgar Brown, from Harrington, Maine.

PRODUCT: 4 crates, each containing 32 1-quart boxes, of fresh blueberries at Boston, Mass.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance. (Examination showed that the article contained maggots.)

DISPOSITION: September 8, 1953. Default decree of condemnation and destruction.

20986. Adulteration of fresh blueberries. U. S. v. 5 Crates * * *. (F. D. C. No. 35847. Sample No. 45560-L.)

LIBEL FILED: August 18, 1953, District of Massachusetts.

ALLEGED SHIPMENT: On or about August 16, 1953, by Fred Diesto, from Harrington, Maine.

PRODUCT: 5 crates, each containing 24 1-quart boxes, of fresh blueberries at Boston, Mass.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance. (Examination showed that the article contained maggots.)

DISPOSITION: September 8, 1953. Default decree of condemnation and destruction.

20987. Adulteration of fresh blueberries. U. S. v. 5 Crates * * *. (F. D. C. No. 35849. Sample No. 45562-L.)

LIBEL FILED: August 18, 1953, District of Massachusetts.

ALLEGED SHIPMENT: On or about August 16, 1953, by Gay Brothers, from Jonesboro, Maine.

PRODUCT: 5 crates, each containing 24 1-quart boxes, of fresh blueberries at Boston, Mass.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance. (Examination showed that the article contained maggots.)

DISPOSITION: September 8, 1953. Default decree of condemnation and destruction.

20988. Adulteration of fresh blueberries. U. S. v. 5 Crates * * *. (F. D. C. No. 35848. Sample No. 45561-L.)

LIBEL FILED: August 18, 1953, District of Massachusetts.

ALLEGED SHIPMENT: On or about August 16, 1953, by Melvin Grant, from Cherryfield, Maine.

PRODUCT: 5 crates, each containing 24 1-quart boxes, of fresh blueberries at Boston, Mass.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance. (Examination showed that the article contained maggots.)

DISPOSITION: September 8, 1953. Default decree of condemnation and destruction.

VEGETABLES AND VEGETABLE PRODUCTS

20989. Misbranding of frozen lima beans. U. S. v. Michigan Frosted Foods Co. and Floyd R. Beutel. Pleas of guilty. Fine of \$500 against company; fine of \$100 and suspended sentence of 1 year in jail against individual. (F. D. C. No. 35756. Sample No. 59095-L.)

INFORMATION FILED: April 9, 1954, Eastern District of Michigan, against the Michigan Frosted Foods Co., a corporation, Bay City, Mich., and Floyd R. Beutel, president of the corporation.

ALLEGED SHIPMENT: On or about April 3, 1953, from the State of Michigan into the State of Georgia.

LABEL, IN PART: (Carton) "Thrif-T-Pak [vignette depicting baby lima beans of uniform green color] frozen fresh Baby Lima Beans Net Wt. 10 Oz. Packed for: Thrif-T-Pak Corp., Atlanta, Ga."

NATURE OF CHARGE: Misbranding, Section 403 (a), the statement "frozen fresh Baby Lima Beans" and the vignette depicting baby lima beans of uniform green color displayed on the carton containing the article were false and misleading since the article was not frozen fresh baby lima beans of uniform color but was frozen dry soaked lima beans of medium size and nonuniform color.