

PRODUCT: 37 cases, each containing 24 cans, of shrimp at Portland, Maine.

LABEL, IN PART: (Can) "Marvelous Brand Medium Shrimp Wet Pack Drained Wt. 5 Ozs."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. (Examination showed that the article was short weight.)

Further misbranding, Section 403 (h) (2), the article purported to be and was represented as canned wet pack shrimp in nontransparent containers, and the article fell below the standard of fill of container applicable to such shrimp since the containers of the article were so filled that the cut-out weight of shrimp taken from each can was less than 64 percent of the water capacity of the container and the label failed to bear a statement that the article fell below such standard.

DISPOSITION: February 15, 1954. Reuther's Seafood 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 for relabeling.

FRUITS AND VEGETABLES

CANNED FRUIT

21384. Adulteration of canned blueberries. U. S. v. 80 Cases * * *. (F. D. C. No. 36392. Sample No. 75351-L.)

LABEL FILED: February 15, 1954, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about January 24, 1953, from Bucksport, Maine.

PRODUCT: 80 cases, each containing 24 1-pound, 3-ounce cans, of blueberries at Norfolk, Va.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: June 4, 1954. Default decree of condemnation. The court ordered that the product be delivered to a State or Federal institution, for use as animal feed.

21385. Adulteration of canned boysenberries. U. S. v. 87 Cases * * *. (F. D. C. No. 36715. Sample No. 61794-L.)

LABEL FILED: April 20, 1954, District of Kansas.

ALLEGED SHIPMENT: On or about June 19, 1953, from Van Buren, Ark.

PRODUCT: 87 cases, each containing 24 1-pound cans, of boysenberries at Prairie View, Kans.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: July 6, 1954. Default decree of condemnation and destruction.

DRIED FRUIT

21386. Adulteration of raisins. U. S. v. 39 Cases * * *. (F. D. C. No. 36718. Sample No. 68011-L.)

LABEL FILED: April 21, 1954, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about November 2, 1953, from Fresno, Calif.

PRODUCT: 39 cases, each containing 20 packages, of raisins at New Orleans, La.
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 insect-infested raisins, and of a decomposed substance by reason of the presence of sour and moldy raisins. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 21, 1954. Default decree of condemnation and destruction.

VEGETABLES*

21387. Adulteration of chickpeas. U. S. v. 5 Bags * * *. (F. D. C. No. 36532. Sample No. 52944-L.)

LIBEL FILED: April 27, 1954, Eastern District of New York.

ALLEGED SHIPMENT: The product was imported into the United States on or about September 27, 1953.

PRODUCT: 5 110-pound bags of chickpeas at Brooklyn, 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: June 16, 1954. Default decree of condemnation and destruction.

21388. Adulteration of canned sweetpotatoes. U. S. v. 80 Cases * * *. (F. D. C. No. 36488. Sample No. 72655-L.)

LIBEL FILED: April 6, 1954, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about February 11, 1953, from Roanoke, Va. This was a return shipment.

PRODUCT: 80 cases, each containing 24 cans, of sweetpotatoes at West Jefferson, N. C.

LABEL, IN PART: (Can) "Pride O' Ashe Brand * * * Fancy Whole Sweet Potatoes Packed In Heavy Syrup * * * Contents 1 Lb. 13 Ozs."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: June 15, 1954. Default decree of condemnation and destruction.

21389. Adulteration of olives with pimentos. U. S. v. 18 Cases * * *. (F. D. C. No. 36338. Sample No. 81740-L.)

LIBEL FILED: March 18, 1954, District of Nebraska.

ALLEGED SHIPMENT: On or about July 27 and November 30, 1953, by Holsum Products, from Kansas City, Mo.

PRODUCT: 18 cases, each containing 24 jars, of olives with pimentos at Lincoln, Nebr.

LABEL, IN PART: (Jar) "Crown Brand Salad Olives With Pimentos Net Wt. 4¾ Ozs. (or 4½ Ozs.)."

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 insect-damaged olives.

DISPOSITION: May 25, 1954. Default decree of condemnation and destruction.

*See also No. 21393.