

CHARGE: 402(a)(3)—contained adult insects, maggots, insect eggs, insect fragments, and rodent hair fragments; and 402(a)(4)—prepared and packed under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 5-25-59. Corporation and individual—\$500 fine each, plus costs.

MISCELLANEOUS FRUIT PRODUCTS

25604. Canned orange juice. (F.D.C. No. 42341. S. No. 26-594 P.)

QUANTITY: 32 cases, 12 cans each, at Fargo, N.D.

SHIPPED: 4-21-58, from Anaheim, Calif., by E. A. Silzle Corp.

LABEL IN PART: (Can) "Standby: Fancy California Valencia Orange Juice Unsweetened 1 Qt. 14 Fl. Oz. * * * Packed For Fine Food, Inc."

LIBELED: 10-29-58, Dist. N. Dak.

CHARGE: 402(b)(2)—when shipped, water had been substituted in part for orange juice; and 403(a)—the label statement "Orange Juice" was false and misleading.

DISPOSITION: 12-16-58. Default—destruction.

25605. Canned orange juice (2 seizure actions). (F.D.C. Nos. 42339, 42340. S. Nos. 26-928/9 P, 26-931 P.)

QUANTITY: 19 cases, 48 6-oz. cans each, 228 cases, 12 46-oz. cans each, at Minneapolis and St. Cloud, Minn.

SHIPPED: 6-3-58 and 6-30-58, from Anaheim, Calif., by E. A. Silzle Corp.

LABEL IN PART: (Can) "Standby Fancy California Valencia Orange Juice Unsweetened * * * Packed For Fine Foods, Inc."

LIBELED: 10-29-58, Dist. Minn.

CHARGE: 402(b)(2)—when shipped, water had been substituted in part for orange juice; and 403(a)—the label statement "Orange Juice" was false and misleading as applied to an article composed of orange juice and water.

DISPOSITION: 12-18-58. Default—delivered to charitable institutions.

VEGETABLES AND VEGETABLE PRODUCTS*

25606. Dried green split peas. (F.D.C. No. 42267. S. No. 32-270 P.)

QUANTITY: 171 100-lb. bags at Paterson, N.J.

SHIPPED: 3-28-58, from Spokane, Wash.

LIBELED: 11-7-58, Dist. N.J.

CHARGE: 402(a)(3)—contained insects while held for sale.

DISPOSITION: 2-6-59. Consent—claimed by Charles Levenstein Nut Co., Paterson, N.J. Segregated; 73 lbs. destroyed.

25607. Dried lima beans and dried black-eyed peas. (F.D.C. No. 42268. S. Nos. 36-868/9 P, 38-430/3 P.)

QUANTITY: 45 bales, 12 2-lb. bags each, and 14 bales, 24 1-lb. bags each, of dried lima beans; and 35 bales, 12 2-lb. bags each, 26 bales, 24 1-lb. bags each, and 7 100-lb. bags, of dried black-eyed peas, at Little Rock, Ark.

*See also Nos. 25568, 25600.

SHIPPED: 7-22-58 and 8-24-58, from Dallas, Tex.

LIBELED: 11-4-58, E. Dist. Ark.

CHARGE: 402(a)(3)—contained insects and insect excreta while held for sale.

DISPOSITION: 2-4-59. Default—delivered to a public institution for use as animal feed.

25608. Canned succotash rice, paprika, red pepper. (F.D.C. No. 42295. S. Nos. 3-907/8 P, 3-913 P, 3-915/7 P.)

QUANTITY: 5 cases, 6 No. 10-size cans each, and 8 cases, 24 No. 303-size cans each of succotash, 4 cases, 24 3-lb. boxes each of rice, 4 1-lb. cans of paprika, and 11 1-lb. cans of red pepper, at Wilmington, N.C.

SHIPPED: The rice was shipped prior to 1957, from Houston, Tex., and the other products were shipped between 2-18-58 and 9-11-58, from Baltimore, Md., and Richmond, Va.

LIBELED: 11-14-58, E. Dist. N.C.

CHARGE: 402(a)(3)—all of the products except the succotash contained insects, and the succotash contained a decomposed substance while held for sale.

DISPOSITION: 1-14-59. Default—destruction.

25609. Canned field peas with snaps. (F.D.C. No. 42506. S. No. 32-312 P.)

QUANTITY: 55 cases, 24 1-lb. cans each, at New York, N.Y.

SHIPPED: 9-10-58, from Griffin, Ga., by Pomona Products Co.

LABEL IN PART: (Can) "Pomona Sunshine Field Peas with Snaps."

RESULTS OF INVESTIGATION: Inspection of the plant of the Harrell Bros. Canning Co., the packer of the article, disclosed the presence of insanitary conditions.

LIBELED: 12-5-58, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained insect fragments; and 402(a)(4)—prepared under insanitary conditions.

DISPOSITION: 1-19-59. Default—destruction.

25610. Dried black-eyed peas. (F.D.C. No. 42360. S. Nos. 38-623/4 P.)

QUANTITY: 93 bales, 12 2-lb. bags each, and 55 bales, 24 1-lb. bags each, at Dallas, Tex.

SHIPPED: 10-29-58, from Hope, Ark. This was a return shipment.

LABEL IN PART: (Bag) "Arrow Brand California Blackeyes [or "Fancy Black-eyed Peas"] * * * Packed By Arrow Spice & Food Co., Dallas, Texas."

LIBELED: 12-3-58, N. Dist. Tex.

CHARGE: 402(a)(3)—contained insects and insect-damaged peas when shipped.

DISPOSITION: 1-16-59. Default—consumption by animals.

25611. Dried pinto beans. (F.D.C. No. 42383. S. No. 40-292 P.)

QUANTITY: 265 100-lb. bags at Knights Landing, Calif., in possession of Sutter Basin Growers Cooperative.

SHIPPED: 10-19-57, from Gooding, Idaho.

LIBELED: 12-3-58, N. Dist. Calif.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 1-16-59. Consent—claimed by Sutter Basin Growers Cooperative. Segregated; 3,245 lbs, denatured for seed.