

CHARGE: 402(a)(3)—contained insects, insect parts, and insect eggs; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 6-9-59. Consent—claimed by Robert B. Boyer, Modesto, Calif. Segregated; 401 cans destroyed.

25703. Canned peaches. (F.D.C. No. 43116. S. No. 6-235 P.)

QUANTITY: 774 cases, 6 cans each, at Baltimore, Md.

SHIPPED: 10-23-57, from San Francisco, Calif., by Tri-Valley Packing Association.

LIBELED: 4-21-59, Dist. Md.

CHARGE: 403(e)—when shipped, the article failed to bear a label containing (1) the name and place of business of the manufacturer, packer, or distributor and (2) an accurate statement of the quantity of the contents; and 403(i)—it failed to bear a label containing (1) the common or usual name of the food and (2) the common or usual name of each ingredient.

DISPOSITION: 8-18-59. Default—destruction. The article was not released for use as food because it was found to contain excessive peach pit fragments which could cause injury to the consumer.

25704. Strawberry puree. (F.D.C. No. 42668. S. Nos. 17-704 P, 17-706 P.)

QUANTITY: 1,184 cans at Cincinnati, Ohio.

SHIPPED: 7-18-58, from El Paso, Tex., by Rico, Inc.

LABEL IN PART: "Sunrise Brand Strawberry Puree Product of Mexico Packed for Rico, Inc., El Paso, Texas Net Weight 27 Lbs."

LIBELED: 1-26-59, S. Dist. Ohio.

CHARGE: 402(a)(3)—contained decomposed fruit when shipped.

DISPOSITION: 3-31-59. Default—destruction.

DRIED FRUIT

25705. Dried peaches. (F.D.C. No. 43166. S. No. 71-988 P.)

QUANTITY: 100 30-lb. ctns. at Charlotte, N.C.

SHIPPED: 5-5-59, from San Jose, Calif., by Sunsweet Growers, Inc.

LABEL IN PART: "Yellow Ribbon Varigrade Peaches Packed by California Prune & Apricot Growers Assn. San Jose, California."

LIBELED: 6-2-59, W. Dist. N.C.

CHARGE: 402(a)(3)—contained insect-infested peaches when shipped.

DISPOSITION: 6-24-59. Default—destruction.

25706. Prunes. (F.D.C. No. 43122. S. No. 5-681 P.)

QUANTITY: 22 cases, 24 1-lb. ctns. each, at Washington, D.C.

SHIPPED: Prior to 3-31-59, from Philadelphia, Pa.

LIBELED: 4-22-59, Dist. Columbia.

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

DISPOSITION: 5-22-59. Default—destruction.

25707. Raisins. (F.D.C. No. 43188. S. No. 53-941 P.)

QUANTITY: 119 cases, 48 15 oz. pkgs. each, at North Little Rock, Ark.

SHIPPED: 4-15-59, from Dinuba, Calif., by Pelioan Packing Co.

LABEL IN PART: (Pkg.) "Kroger Seedless Raisins * * * Distributed by The Kroger Co., Cincinnati 2, Ohio."

LIBELED: 6-16-59, E. Dist. Ark.

CHARGE: 402(a)(3)—contained moldy raisins and sand when shipped.

DISPOSITION: 7-8-59. Default—delivered to a public institution, for use as animal feed.

25708. Raisins. (F.D.C. No. 43152. S. No. 57-013 P.)

QUANTITY: 51 30-lb. ctns. at Jacksonville, Fla.

SHIPPED: 1-30-59, from Fresno, Calif.

LIBELED: 5-19-59, S. Dist. Fla.

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

DISPOSITION: 6-29-59. Default—destruction.

FROZEN FRUIT

25709. Frozen strawberries. (F.D.C. No. 43379. S. No. 56-065 P.)

QUANTITY: 100 cases, 24 ctns. each, at Kansas City, Mo.

SHIPPED: 5-26-59, from Rogers, Ark., by Kelley Canning Co.

LABEL IN PART: (Ctn.) "Grove Brand Fresh Frozen Strawberries * * * Net Weight 10 oz. Packed by Kelley Canning Company, Prairie Grove, Arkansas."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: On or about 6-30-59, W. Dist. Mo.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 8-20-59. Default—delivered to a charitable institution for its use and not for sale.

25710. Frozen strawberries. (F.D.C. No. 43319. S. Nos. 51-115 P, 51-117 P.)

QUANTITY: 94 30-lb. cans at Chicago, Ill.

SHIPPED: 5-25-59, from Searcy, Ark., by Whiteco, Inc.

LABEL IN PART: "Whiteco, Bald Knob Ark. Frozen Strawberries Whole."

LIBELED: 7-27-59, N. Dist. Ill.

CHARGE: (402)(a)(3)—contained rotten berries when shipped.

DISPOSITION: 8-20-59. Default—destruction.

MISCELLANEOUS FRUIT PRODUCT

25711. Orange juice. (F.D.C. No. 42717. S. No. 38-619 P.)

QUANTITY: 3,453 gals., 130 cases, 16 1-qt. ctns. each, 7 cases, 20 1-qt. ctns. each, and 1 case of 12 1-qt. btl., at Columbia, Mo.

SHIPPED: 2-21-59, from Houston, Tex., by Cal-Tex Citrus Juices, Inc.

LABEL IN PART: (Ctn. & Btl.) "Pevely Fresh Orange Juice * * * Orange Juice Has a Definite Place * * * 9,500 units Vitamin C per Quart * * * Distributed by the Pevely Dairy Co. St. Louis, Mo. Packed by Central States Processors Inc., Columbia, Mo."; or "Meadow Gold Fresh Orange Juice Packed by Central States Processors, Inc., Columbia, Mo. * * * Distrib-