

LIBELED: 11-16-62, M. Dist. Tenn.

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

DISPOSITION: 11-29-62. Consent—delivered to charitable organizations.

28676. Potato salad and cole slaw. (F.D.C. No. 48260. S. Nos. 40-172/3 V.)

QUANTITY: 142 cases, each containing 12 jars of potato salad, and 106 cases, each containing 12 jars of cole slaw, at Elizabeth, N.J.

SHIPPED: 10-10-62, from Baltimore, Md., by Manor Hill Salad Co., Inc.

LABEL IN PART: (Jar) "1 Lb. Net Weight Manor Hill Potato Salad * * * Mf'd by Manor Hill Salad Co., Inc., Balto., Md." and "15 Oz. Net Weight Manor Hill Cole Slaw * * * Mf'd by Manor Hill Salad Co., Inc., Balto., Md."

RESULTS OF INVESTIGATION: Examination showed that the articles were short weight.

LIBELED: 11-1-62, Dist. N.J.

CHARGE: 403(e) (2)—when shipped, the articles failed to bear labels containing accurate statements of the quantity of their contents.

DISPOSITION: 12-12-62. Default—destruction.

TOMATOES AND TOMATO PRODUCTS

28677. Canned tomatoes. (F.D.C. No. 47296. S. No. 49-884 T.)

QUANTITY: 3,997 cases, 24 1-lb. cans each, at Tracy, Calif.

SHIPPED: 11-22-61, from Williamsburg, Md., by Williamsburg Canning Co., Inc.

LABEL IN PART: (Can) "Pine Cone Brand Peeled Tomatoes * * * Albert W. Sisk and Son Distributors * * * Preston, Md."

LIBELED: 4-11-62, N. Dist. Calif.

CHARGE: 402(a) (3)—contained *Drosophila* fly eggs and maggots when shipped.

DISPOSITION: 7-6-62. Consent—claimed by Williamsburg Canning Co., Inc. Segregated; 1,093¾ cases destroyed.

28678. Canned tomatoes. (F.D.C. No. 48046. S. Nos. 84-051/2 T.)

QUANTITY: 125 cases, 24 1-lb. cans each, at Joplin, Mo.

SHIPPED: 8-27-62, from Rogers, Ark., by Rogers Vinegar Co.

LABEL IN PART: (Can) "Rogers Brand Tomatoes * * * Packed by Rogers Vinegar Co., Rogers, Ark."

LIBELED: 9-28-62, W. Dist. Mo.

CHARGE: 403(h) (1)—when shipped, the quality of the article fell below the standard of quality for canned tomatoes due to excessive peel.

DISPOSITION: 11-19-62. Default—destruction.

28679. Canned tomatoes. (F.D.C. No. 48355. S. No. 216 V.)

QUANTITY: 98 cases, 24 1-lb. cans each, at Haddock, Ga.

SHIPPED: 9-11-62, from Fort Pierce, Fla., by Sunrise Products, Inc.

LABEL IN PART: (Can) "Ga-Red Brand Tomatoes, * * * Distributed by Cherokee Products Co., Haddock, Ga."

LIBELED: 11-9-62, M. Dist. Ga.

CHARGE: 402(a)(3)—when shipped, contained *Drosophila* fly eggs and maggots.

DISPOSITION: 12-10-62. Default—destruction.

28680. Pizza sauce (tomato product). (F.D.C. No. 48307. S. No. 46-268 V.)

QUANTITY: 5,823 cases, each containing 6 6-lb. 9-oz. cans, at Joplin, Mo.

SHIPPED: Between 5-2-62 and 6-8-62, from Escalon, Calif.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing chemical decomposition.

LIBELED: 10-10-62, W. Dist. Mo.

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

DISPOSITION: 11-28-62. Default—destruction.

28681. Pizza sauce (tomato product). (F.D.C. No. 48267. S. No. 40-215 V.)

QUANTITY: 261 cases, each containing 6 cans, at Mount Vernon, N.Y.

SHIPPED: 9-21-62, from Vineland, N.J., by La Primadora Food Products, Inc.

LABEL IN PART: (Can) "La Parisina Brand Net Weight 6 Lbs. 6 Oz. Italian Style Pizza Sauce * * * Distributors Parisi Bros., Inc., Mt. Vernon, N.Y."

LIBELED: 11-2-62, S. Dist. N.Y.

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

DISPOSITION: 12-17-62. Default—destruction.

NUTS AND NUT PRODUCTS

28682. Frozen coconut. (Inj. No. 422.)

COMPLAINT FOR INJUNCTION FILED: 12-27-61, N. Dist. Ga., against Coral F. Campbell, t/a Convenient Foods Co., Atlanta, Ga., and Graham S. Hasty, plant manager.

CHARGE: The complaint alleged that the defendants were engaged in the business of preparing both retail and institutional sized packages of frozen coconut from (1) a bulk supply of imported partially grated frozen coconut and (2) raw whole coconuts; that essentially, the process consisted of peeling raw whole coconuts, with subsequent washing in plain water, grinding, packaging, and freezing the coconut meat; that the bulk frozen coconut, consisting of 15-pound blocks of partially shredded coconut meat, was imported from the firm's plant in Kingston, Jamaica; and that such bulk coconut was subjected to further regrinding, packaging, and freezing at a plant in Atlanta, Ga.

It was alleged further that an inspection on 9-29-61, and 10-2-61, by inspectors of the Food and Drug Administration disclosed that coconut meat was being handled and processed under extremely insanitary conditions; that the inspectors reported that the plant itself was an old, somewhat dilapidated, concrete-block building with most of the windows devoid of glass, and with some openings closed with cardboard or loosely fitting wood boards; that many holes and cracks in the structure were noted by the inspectors; that these permitted the entrance into the plant of rats, field mice, small animals and insects, e.g., on two separate occasions live rats were seen in the plant, and thousands of rodent droppings were noted throughout the entire plant, including the immediate vicinity of the manufacturing area; that flies moved freely from such filth as dog excreta immediately outside the plant, from rodent excreta inside the plant, and from other filth, to the exposed coconut meats;