

alleging that the article had been shipped in interstate commerce on or about August 11, 1942, by the Cassius Hunt Co., from Boston, Mass.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance.

On December 5, 1942, no claimant having appeared, judgment of condemnation was entered and the product was ordered sold to the highest bidder on condition that such safeguards be adopted to prevent its use in violation of the law as directed by the Federal Security Agency.

## FRUITS AND VEGETABLES

### FRESH FRUIT

**4393. Adulteration of apples. U. S. v. 405 Bushels of Apples. Default decree of condemnation. Product ordered distributed to a charitable institution.** (F. D. C. No. 8510. Sample No. 5820-F.)

These apples bore spray residue containing arsenic and lead.

On September 2, 1942, the United States attorney for the Eastern District of Missouri filed a libel against 405 bushels of apples at St. Louis, Mo., alleging that the article had been shipped in interstate commerce within the period from on or about August 21 to on or about August 25, 1942, by Nugent & Schapanski from Grafton, Ill.; and charging that it was adulterated in that it contained added poisonous or deleterious substances which might render it injurious to health.

On November 19, 1942, no claimant having appeared, judgment of condemnation was entered and the product was ordered distributed to a charitable institution on condition that precautions be taken as directed by the Food and Drug Administration, to prevent the use of the apples in violation of the law.

**4394. Adulteration of apples. U. S. v. 78 Bushels of Apples. Consent decree of condemnation and destruction.** (F. D. C. No. 8623. Sample Nos. 2156-F, 3131-F.)

These apples bore spray residue containing lead.

On October 8, 1942, the United States attorney for the District of Nebraska filed a libel against 78 bushels of apples at Omaha, Neb., alleging that the article had been shipped in interstate commerce on or about September 24, 1942, by the Continental Fruit Exchange (Phil Siporin, partner) from Coloma, Mich.; and charging that it was adulterated in that it contained a poisonous or deleterious substance, namely lead, which might have rendered it injurious to health. The article was labeled in part: "Jonathans \* \* \* Herman Molter R-1, Coloma, Mich."

On November 5, 1942, the Continental Fruit Exchange having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

**4395. Adulteration of huckleberries. U. S. v. 25 Crates, 19 Crates, and 12 Crates of Huckleberries. Default decrees of condemnation and destruction.** (F. D. C. Nos. 8708, 8709. Sample Nos. 24139-F, 24141-F, 24142-F.)

On November 4, 1942, the United States attorney for the District of Columbia filed libels against 56 crates, each containing 24 quart cups, of huckleberries at Washington, D. C., alleging that the article was in interstate commerce in the District of Columbia at the Terminal Refrigerating & Warehousing Corp., stored to the account of the Crusty Pie Co., Washington, D. C.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance, maggots.

On December 1, 1942, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

### FROZEN FRUIT

**4396. Adulteration of frozen strawberries. U. S. v. 20 Barrels of Frozen Strawberries. Consent decree of condemnation and destruction.** (F. D. C. No. 8442, 8500. Sample No. 15296-F, 19749-F.)

This product contained mouldy berries.

On September 28 and October 6, 1942, the United States attorneys for the Districts of Colorado and Massachusetts filed libels against 10 barrels of frozen strawberries at Denver, Colo., and 10 barrels of frozen strawberries at Boston, Mass., which had been consigned by the S. A. Moffett Co., alleging that the article had been shipped in interstate commerce on or about July 22 and 24, 1942, from Seattle, Wash.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance.