

VEGETABLES*

6517. Adulteration of pickled beets. U. S. v. 14 Cases of Pickled Beets. Default decree of condemnation and destruction. (F. D. C. No. 10861. Sample No 39778-F.)

LIBEL FILED: On or about October 15, 1943, District of Arizona.

ALLEGED SHIPMENT: On or about August 9, 1943, by Haas-Baruch & Co., Inc., Los Angeles, Calif.

PRODUCT: 14 cases, each containing 12 2-pound jars, of pickled beets at Phoenix, Ariz.

LABEL, IN PART: (Jars) "Our Best Pickled Beets * * * Packed by B. H. McEachen Huntington Park, Calif."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: November 24, 1943. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6518. Adulteration of frozen brussels sprouts. U. S. v. 1,174 Cartons of Brussels Sprouts (and 2 other seizure actions against brussels sprouts). Decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 12118, 12254. Sample Nos. 49952-F, 49966-F to 49998-F, incl.)

LIBELS FILED: March 31 and April 24, 1944, Western District of New York.

ALLEGED SHIPMENT: On or about November 24, 1943, and January 14, 1944, by P. Knudsen Frozen Foods, from Mountain View, Calif.

PRODUCT: Brussels sprouts: 1,174 cartons, each containing 28 pounds; 220 cases, each containing 24 2-pound packages; and 1,008 cases, each containing 12 2-pound packages, at Buffalo, N. Y.

LABEL, IN PART: "Alliance Brand [or "Fairmonts"] * * * Fairmont Creamery Co. * * * Omaha, Nebraska," or "Mountain View Brand".

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of aphids and thrips.

DISPOSITION: April 20 and May 16, 1944. The Fairmont Creamery Co. of New York, Buffalo, N. Y., having admitted that some of the product contained aphids and thrips, judgments of condemnation were entered and the product was ordered released under bond for sorting, under the supervision of the Food and Drug Administration, in order to eliminate all unfit material.

6519. Adulteration of canned corn. U. S. v. 1,600 Cases of Whole Kernel Corn. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12181. Sample No. 72701-F.)

LIBEL FILED: April 12, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about March 1, 1944, by Lansing B. Warner, Inc., from Penn Yan, N. Y.

PRODUCT: 1,600 cases, each containing 24 unlabeled 12-ounce cans, of whole kernel corn at St. Louis, Mo.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: May 3, 1944. Lansing B. Warner, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration.

Nos. 6520 to 6527 report actions involving peas that purported to be a food for which a standard of quality has been prescribed by law, but the quality fell below the standard because of higher alcohol-insoluble solids than the maximum permitted by the standard; and the labels failed to bear, in the manner and form that the regulations specify, a statement that the products fell below the standard. In addition, the peas reported in No. 6520 bore false and misleading label statements and contained an excessive proportion of ruptured peas; and the peas reported in No. 6524 failed to meet the standard for tenderness.

*See also Nos. 6435 and 6600.