

of decrees, judgments of condemnation were entered and the product was ordered released under bond, conditioned that the good be separated from the bad and that both be disposed of in compliance with the law, under the supervision of the Federal Security Agency.

10300. Adulteration of dates. U. S. v. 168 Flats of Dates. Default decree of condemnation and destruction. (F. D. C. No. 15472. Sample No. 28446-F.)

LIBEL FILED: March 8, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about January 18, 1945, by the Victory Produce Co., from Los Angeles, Calif.

PRODUCT: 168 15-pound flats of dates at Tacoma, Wash.

LABEL, IN PART: "Dates Grown in California Calavo, Inc., Los Angeles, Calif."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of fermented and moldy dates.

DISPOSITION: April 6, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed. A large portion of the product was delivered to a public institution for use as animal feed.

10301. Adulteration of stuffed dates. U. S. v. 600 Boxes of Stuffed Dates. Default decree of condemnation and destruction. (F. D. C. No. 17886. Sample No. 12825-H.)

LIBEL FILED: October 9, 1945, Southern District of Ohio.

ALLEGED SHIPMENT: On or about July 31, 1945, by E. C. Rich, Inc., from New York, N. Y.

PRODUCT: 600 1-pound boxes of stuffed dates at Cincinnati, Ohio.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of moths, weevils, and larvae.

DISPOSITION: November 29, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10302. Adulteration of dried prunes. U. S. v. 3,200 Cartons of Dried Prunes. Default decree of condemnation and destruction. (F. D. C. No. 17663. Sample No. 9644-H.)

LIBEL FILED: September 24, 1945, Western District of New York.

ALLEGED SHIPMENT: On or about August 31, 1945, by the Duffy Mott Co., Inc., from Cleveland, Ohio.

PRODUCT: 3,200 25-pound cartons of dried prunes at Holley, N. Y.

LABEL, IN PART: "Dried Prunes Packed by Rosenberg Bros. & Co. San Francisco, Calif. U. S. A."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae and insect-damaged prunes.

DISPOSITION: October 30, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10303. Adulteration of raisins. U. S. v. 72 Cases of Raisins. Default decree of condemnation and destruction. (F. D. C. No. 16891. Sample No. 2322-H.)

LIBEL FILED: On or about July 19, 1945, Western District of Virginia.

ALLEGED SHIPMENT: On or about October 24, 1944, by the Bonner Packing Co., from Fresno, Calif.

PRODUCT: 72 cases, each containing 20 pounds, of layer raisins at Radford, Va.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article contained beetles and larvae.

DISPOSITION: January 7, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10304. Adulteration of seedless raisins. U. S. v. 46 Boxes of Seedless Raisins. Default decree of condemnation. Product ordered delivered to a public institution. (F. D. C. No. 17576. Sample No. 4495-H.)

LIBEL FILED: September 18, 1945, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 30, 1944, by the Bonner Packing Co., from Fresno, Calif.

PRODUCT: 46 30-pound boxes of seedless raisins at Philadelphia, Pa.

LABEL, IN PART: "Bonner's Choice Thompson Seedless Raisins."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of weevils, larvae, and insect-damaged raisins.

DISPOSITION: October 16, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed.

10305. Adulteration of frozen blackberries. U. S. v. 366 Cartons of Frozen Blackberries (and 3 other seizure actions against frozen blackberries). Decrees of condemnation. Portion of product ordered sold; remainder ordered released under bond. (F. D. C. Nos. 17636, 17995, 17996, 18237. Sample Nos. 7941-H, 7948-H, 7970-H, 7971-H, 22793-H, 23035-H.)

LIBELS FILED: Between the dates of October 10 and 31, 1945, District of New Jersey and Eastern District of Missouri.

ALLEGED SHIPMENT: Between the approximate dates of July 17 and 24, 1945, by the Craddock Canning and Preserve Co., from Paducah, Ky.

PRODUCT: Frozen Blackberries. 366 cartons, each containing 24 cups, and 420 30-pound cans at Jersey City, N. J.; and 340 30-pound cans at St. Louis, Mo. Examination showed that the blackberries were fermented or sour and that one lot contained maggots.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance or (one lot) a filthy substance.

DISPOSITION: October 24 and 28 and November 26 and 27, 1945. The Delphi Frosted Foods Corporation, New York, N. Y., claimant for the Jersey City lots, having admitted the allegations of the libels, and no claimant having appeared for the St. Louis lots, judgments of condemnation were entered. It was ordered that the Jersey City lots be released under bond, conditioned that they be used in the manufacture of alcohol, under the supervision of the Food and Drug Administration, and that the St. Louis lots be sold for purposes other than human consumption.

10306. Adulteration of frozen blackberries, misbranding of frozen dewberries, and adulteration and misbranding of frozen blueberries. U. S. v. 656 Cases of Frozen Blackberries, 200 Cases of Frozen Dewberries, and 116 Cases of Frozen Blueberries. Consent decree of condemnation. Portion of product ordered destroyed; remainder ordered released under bond. (F. D. C. No. 17570. Sample Nos. 4751-H, 4752-H, 4754-H, 4761-H.)

LIBEL FILED: September 17, 1945, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about July 26, 1945, by the Craddock Canning and Preserve Co., from Paducah, Ky.

PRODUCT: 656 cases, each containing 22 cups, of frozen blackberries, 200 cases, each containing 22 cups, of frozen dewberries, and 116 cases, each containing 22 cups, of frozen blueberries at Philadelphia, Pa. Examination showed that the blackberries were fermented and that the blueberries contained maggots. Both the blueberries and dewberries were found to be short-weight.

LABEL, IN PART: "Craddock's Fancy Frozen Blackberries [or "Dewberries," or "Blueberries"] Net Weight 14 Ozs. [or "12 Ozs.," or "16 Ozs.]."

NATURE OF CHARGE: Blackberries and blueberries. Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of decomposed or filthy substances.

Dewberries and blueberries. Misbranding, Section 403 (a), the labels of the articles failed to contain an accurate statement of the quantity of the contents.

DISPOSITION: October 25, 1945. Bucks County Frozen Products, Inc., Doylestown, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the blueberries were ordered destroyed. It was ordered that the blackberries be denatured and converted into wine brandy or vinegar and that the dewberries be relabeled under the supervision of the Food and Drug Administration.