

10622. Adulteration of raisins. U. S. v. 288 Boxes * * * (and 1 other seizure action). (F. D. C. Nos. 17884, 19923. Sample Nos. 9455-H, 46515-H.)

LIBELS FILED: October 8, 1945, and May 17, 1946, Western District of New York and District of Puerto Rico.

ALLEGED SHIPMENT: On or about June 26, 1945, and March 15, 1946, by Rosenberg Brothers and Co., from Modesto, Calif.

PRODUCT: Raisins. 288 30-pound boxes at Rochester, N. Y., and 497 30-pound cartons at Ponce, Puerto Rico.

LABEL, IN PART: "Ensign Brand Extra Fancy Golden Bleached Raisins," or "Ungraded Loose Muscat 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 (Ponce lot) moldy raisins and (Rochester lot) larvae, cocoons, and moths.

DISPOSITION: November 23, 1945, and August 9, 1946. No claimant having appeared for the Rochester lot, and Monllor and Boscio, Inc., Ponce, Puerto Rico, having appeared as claimant for the Ponce lot, judgments of condemnation were entered. The Rochester lot was ordered destroyed, and the Ponce lot was ordered released under bond, conditioned that it be used in the manufacture of alcohol or brandy, under the supervision of the Federal Security Agency.

10623. Adulteration of raisins. U. S. v. 150 Cartons * * *. (F. D. C. No. 18077. Sample No. 14434-H.)

LIBEL FILED: November 8, 1945, Northern District of Ohio.

ALLEGED SHIPMENT: On or about October 20 and December 31, 1943, by the H. J. Heipz Co., from Pittsburgh, Pa.

PRODUCT: 150 cartons, each containing 25 or 30 pounds, of raisins at Akron, Ohio.

LABEL, IN PART: "Sun-Maid * * * 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 insect-infested raisins.

DISPOSITION: December 5, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

FRESH AND FROZEN FRUIT**10624. Adulteration of apples. U. S. v. 375 Bushels and 150 Bushels * * *.** (F. D. C. Nos. 18437, 18439. Sample Nos. 21929-H, 21933-H.)

LIBELS FILED: October 31 and November 2, 1945, Western District of Tennessee.

ALLEGED SHIPMENT: On or about October 12 and 20, 1945, by the Illinois Fruit Growers Exchange, from Pocahtonias and Carbondale, Ill.

PRODUCT: 520 bushels of apples at Memphis, Tenn. These apples bore spray residue containing excessive lead.

LABEL, IN PART: "Golden Delicious * * * Grown and Packed By Doll Orchards, Pocahtonias, Ill.," or "Rome Beauty * * * Packed for O. V. Cummins & Sons, Dix, Ill."

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the product contained an added poisonous or deleterious substance, lead, which may have rendered it injurious to health.

DISPOSITION: November 5, 1945. The Illinois Fruit Growers Exchange having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The attempt to remove the lead from 150 bushels of the apples by cleaning having been unsuccessful, the decree was amended to provide for elimination of the contaminant by peeling of the apples.

10625. Adulteration of blueberries. U. S. v. 5 Crates and 25 Flats * * *. (F. D. C. No. 18278. Sample No. 7464-H.)

LIBEL FILED: On or about August 21, 1945, Eastern District of New York.

ALLEGED SHIPMENT: On or about July 22, 1945, by T. Puleo, J. Franchetti, and R. Ford, from Hammonton, N. J.