

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 moldy and decomposed raisins.

DISPOSITION: July 25, 1946. The Boothe Fruit Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be utilized in wine making, under the supervision of the Food and Drug Administration.

11028. Adulteration of raisins. U. S. v. 150 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 19388, 19389. Sample Nos. 25689-H, 47092-H.)

LIBEL FILED: April 2, 1946, District of Colorado.

ALLEGED SHIPMENT: On or about December 1, 1945, and January 16, 1946, by The Boothe Fruit Co., from Modesto and Empire, Calif.

PRODUCT: 150 30-pound cases and 46 30-pound cases of raisins at Denver, Colo.

LABEL, IN PART: "Sun Nugget Brand Fancy Golden Bleached Thompson Seedless Raisins," or "Sun Nuggets From California Golden Bleach Raisins."

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 moldy and decomposed raisins.

DISPOSITION: June 10, 1946. The Boothe Fruit Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be used in the manufacture of alcohol, under the supervision of the Food and Drug Administration.

11029. Adulteration of raisins. U. S. v. 149 Cartons * * *. (F. D. C. No. 19602. Sample No. 45565-H.)

LIBEL FILED: April 23, 1946, Territory of Hawaii.

ALLEGED SHIPMENT: On or about March 26, 1946, by Ziel and Co., San Francisco, Calif.

PRODUCT: 149 30-pound cartons of raisins at Honolulu, T. H.

LABEL, IN PART: "Pel Pak Brand Choice Thompson Seedless Raisins."

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

DISPOSITION: July 17, 1946. Love's Biscuit and Bread Co., Ltd., claimant, having admitted that the product was adulterated, judgment of condemnation was entered and the product was ordered released under bond so that it could be reshipped to San Francisco to be sold for distillation purposes, under the supervision of the Food and Drug Administration.

11030. Adulteration of raisins. U. S. v. 60 Cases * * *. (F. D. C. No. 19640. Sample No. 23654-H.)

LIBEL FILED: April 19, 1946, Western District of Texas.

ALLEGED SHIPMENT: On or about January 14, 1946, by the Pacific Raisin Co., from Fowler, Calif.

PRODUCT: 60 30-pound cases of seedless raisins at Eagle Pass, Tex.

LABEL, IN PART: "Selmor Brand Choice Thompson Seedless Raisins."

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 moldy raisins.

DISPOSITION: July 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

MISCELLANEOUS FRUIT AND FRUIT PRODUCTS*

11031. Adulteration of fruit-nut assortment. U. S. v. 11 Cases * * *. (F. D. C. No. 19139. Sample No. 47449-H.)

LIBEL FILED: February 15, 1946, District of Utah.

*See also Nos. 10903, 10906.

ALLEGED SHIPMENT: On or about December 1, 1945, by Cal Foods, from Los Angeles, Calif.

PRODUCT: Fruit-nut assortment. 11 cases, each containing 24 14-ounce packages, at Salt Lake City, Utah.

LABEL, IN PART: "Fruit-Nut Banquet A Choice Assortment of California Grown Fruits and Nuts."

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 rodent hairs, insects, and insect fragments; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 22, 1946. No claimant having appeared, judgment was entered ordering that the product be utilized as animal feed.

11032. Adulteration of olives. U. S. v. 40 Kegs * * *. (F. D. C. No. 19359. Sample No. 45470-H.)

LIBEL FILED: March 18, 1946, Western District of Washington.

ALLEGED SHIPMENT: On or about February 4, 1946, by the Lopopolo Olive Oil Co., from Fresno, Calif.

PRODUCT: 40 kegs, each containing approximately 100 pounds, of olives at Seattle, Wash.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of rodent hairs and rotten olives.

DISPOSITION: July 11, 1946. The Lopopolo Olive Oil Co., Fresno, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for conversion into olive oil for nonfood or drug purposes, under the supervision of the Federal Security Agency.

11033. Adulteration of evaporated grape juice. U. S. v. 18 Barrels, etc. (F. D. C. No. 19681. Sample No. 56794-H.)

LIBEL FILED: April 18, 1946, District of Massachusetts.

ALLEGED SHIPMENT: On or about March 6, 1946, by the Raisin Syrup Co., from Fowler, Calif.

PRODUCT: 18 600-pound barrels and 2,634 cases, each case containing 12 1-pint, 12-ounce bottles, of evaporated grape juice at Boston, Mass.

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, monochloroacetic acid, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and could have been avoided by good manufacturing practice.

DISPOSITION: October 28, 1946. No claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed and that the containers be salvaged.

11034. Adulteration and misbranding of canned pineapple juice. U. S. v. 145 Cases * * *. (F. D. C. No. 19329. Sample No. 38678-H.)

LIBEL FILED: March 11, 1946, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about June 21, 1945, by the Miller Brothers Foods Co., from Edinburg, Tex.

PRODUCT: 145 cases, each containing 12 cans, of pineapple juice at Milwaukee, Wis. Examination showed that the product was short-volume.

LABEL, IN PART: "Tropic Gold Brand Unsweetened Pineapple Juice Net Contents 1 Qt. 14 Fl. Oz."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its metallic flavor.

Misbranding, Section 403 (e) (2), it failed to bear a label containing an accurate statement of the quantity of the contents.

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