

LIBEL FILED: September 23, 1946, District of Maryland.

ALLEGED SHIPMENT: On or about August 6, 1946, by the Richmond-Chase Co., from Alameda, Calif.

PRODUCT: 223 cases, each containing 24 1-pound, 14-ounce cans, of apricots at Baltimore, Md.

LABEL, IN PART: "Heart's Delight Whole Unpeeled Apricots In Heavy Syrup."

NATURE OF CHARGE: Misbranding, Section 403 (g) (2), the article was a food for which a definition and standard of identity has been prescribed by regulations, and its label failed to bear, as required by the regulations, the name of the optional packing medium present. The label bore the statement "In Heavy Syrup," whereas the article was packed in sirup designated as "Light Sirup" in the definition and standard.

DISPOSITION: November 29, 1946. The Richmond-Chase 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 re-labeled under the supervision of the Food and Drug Administration.

11624. Misbranding of canned apricots. U. S. v. 426 Cases * * *. (F. D. C. No. 21048. Sample No. 45639-H.)

LIBEL FILED: September 30, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about July 30, 1946, by the Fruitvale Canning Co., from Oakland, Calif.

PRODUCT: 426 cases, each containing 24 1-pound, 14-ounce cans, of apricots at New York, N. Y.

LABEL, IN PART: "Krasdale Whole Unpeeled Apricots In Heavy Syrup * * * Krasdale Foods, Inc. New York, N. Y. Distributors."

NATURE OF CHARGE: Misbranding, Section 403 (g) (2), the article failed to conform to the definition and standard of identity for canned apricots since its label failed to bear, as required, the name of the optional packing medium present. The label bore the statement "In Heavy Syrup," whereas the article was packed in sirup designated as "Light Sirup" in the definition and standard.

DISPOSITION: December 6, 1946. Krasdale Foods, Inc., 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 re-labeled in compliance with the law, under the supervision of the Food and Drug Administration.

11625. Adulteration of canned strained peaches. U. S. v. 40 Cases of Strained Baby Food. (F. D. C. No. 20812. Sample No. 53050-H.)

LIBEL FILED: August 27, 1946, Northern District of Ohio.

ALLEGED SHIPMENT: On or about February 2, 1946, by American Home Foods, Inc., from Rochester, N. Y.

PRODUCT: 40 cases, each containing 72 4½-ounce cans, of strained peaches at Canton, Ohio.

LABEL, IN PART: "Clapp's Strained Baby Foods Strained Peaches Slightly Sweetened with Sugar."

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 fragments.

DISPOSITION: October 1, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11626. Misbranding of canned peaches. U. S. v. 87 Cases * * *. (F. D. C. No. 21046. Sample No. 43049-H.)

LIBEL FILED: September 25, 1946, District of Columbia.

ALLEGED SHIPMENT: On or about July 22, 1946, by the Woodstock Canning Co., from Woodstock, Va.

PRODUCT: 87 cases, each containing 24 1-pound, 12-ounce cans, of peaches at Washington, D. C.

LABEL, IN PART: "Shenandoah Queen Brand Halves White Freestone Peaches In Light Syrup."

NATURE OF CHARGE: Misbranding, Section 403 (g) (2), the label of the article failed to bear the name of the optional packing medium present, since the label bore the statement "In Light Syrup," whereas the article was packed in a medium designated as "slightly sweetened water" in the definition and standard of identity for canned peaches. Further misbranding, Section 403 (h) (1), its quality fell below the standard prescribed by regulations, since the peach units were under the minimum weight of 3/5 ounce; the largest peach units were more than twice the weight of the smallest; and some peach units were so trimmed as not to preserve normal shape; and, in addition, the label failed to bear a statement that the article fell below the standard.

DISPOSITION: November 8, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution.

DRIED FRUIT

11627. Adulteration of dried apple pomace. U. S. v. 1,652 Bags * * *. (F. D. C. No. 20900. Sample No. 53373-H.)

LIBEL FILED: September 24, 1946, Western District of Kentucky.

ALLEGED SHIPMENT: Between the approximate dates of June 23 and December 6, 1945, by the Door County Apple Products Co., from Sturgeon Bay, Wis.

PRODUCT: 1,652 bags of dried apple pomace at Louisville, Ky.

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 parts.

DISPOSITION: November 25, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution, for use as animal feed.

11628. Adulteration of dates. U. S. v. 93 Boxes, etc. (F. D. C. No. 20871. Sample Nos. 48161-H, 48162-H.)

LIBEL FILED: September 12, 1946, District of Utah.

ALLEGED SHIPMENT: On or about October 27 and December 15, 1945, by the United Date Growers, from Indio and Coachella, Calif.

PRODUCT: 93 15-pound boxes of hydrated dates and 24 15-pound boxes of fresh dates at Salt Lake City, Utah.

LABEL, IN PART: "Golden Valley California Hydrated Dates," or "Golden Valley Fresh California Dates."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of insect excreta and larvae.

DISPOSITION: October 18, 1946. No claimant having appeared, judgment was entered ordering that the products be destroyed by being fed to animals.

11629. Adulteration of figs. U. S. v. 24 Cases * * *. (F. D. C. No. 20894. Sample No. 48164-H.)

LIBEL FILED: September 18, 1946, District of Utah.

ALLEGED SHIPMENT: On or about December 14, 1945, by the Clara Val Packing Co., from Morgan Hill, Calif.

PRODUCT: 24 25-pound cases of figs at Ogden, Utah.

LABEL, IN PART: "Clara Val Choice Black Mission Figs."

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 insects.

DISPOSITION: November 9, 1946. No claimant having appeared, judgment was entered ordering that the product be destroyed.

11630. Adulteration of figs. U. S. v. 15 Cases * * *. (F. D. C. No. 20867. Sample No. 62716-H.)

LIBEL FILED: September 11, 1946, Northern District of California.

ALLEGED SHIPMENT: On or about November 30, 1945, by the American Roland Food Co., from New York, N. Y.

PRODUCT: 15 cases, each containing 48 8-ounce packages, of figs at San Francisco, Calif.