

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.