

MISCELLANEOUS FRUIT PRODUCTS*

12711. Adulteration of guava paste. U. S. v. 100 Cartons * * *. (F. D. C. No. 23630. Sample No. 65887-H.)

LIBEL FILED: August 8, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 28 and April 25, 1947, by Charles R. Allen, from Charleston, S. C.

PRODUCT: 100 20-pound cartons of guava paste at Philadelphia, Pa.

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 hair fragments, rodent excreta fragments, and insect parts, and of a decomposed substance by reason of being fermented.

DISPOSITION: September 29, 1947. Default decree of condemnation and destruction.

12712. Misbranding of blackberry jelly. U. S. v. 19 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 23860, 23861, 24171. Sample Nos. 601-K, 604-K, 818-K.)

LIBELS FILED: On or about October 22 and December 12, 1947, Western District of North Carolina and Southern District of Florida.

ALLEGED SHIPMENT: On or about July 18 and 23 and October 28, 1947, by Shuford Foods (Seale Associates), from Atlanta, Ga.

PRODUCT: Blackberry jelly. 21 cases at Spruce Pine, N. C., 19 cases at Murphy, N. C., and 100 cases at Tampa, Fla. Each case contained 24 jars.

LABEL, IN PART: "Georgia Miss Pure Sure Blackberry Jelly 11 Ounces [or "16 Ounces"]."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), (all lots) the product failed to bear a label containing an accurate statement of the quantity of the contents (the jars were short-weight); and, Section 403 (g) (1), (North Carolina lots) the product failed to conform to the definition and standard of identity for blackberry jelly, since the article was made of a mixture composed of less than 45 parts by weight of the fruit juice ingredient to each 55 parts by weight of one of the saccharine ingredients.

Adulteration, Section 402 (b) (2), (North Carolina lots) a product deficient in fruit juice had been substituted for blackberry jelly.

DISPOSITION: January 21, 27, and 29, 1948. Default decrees of condemnation. The product was ordered delivered to public and charitable institutions.

12713. Adulteration and misbranding of peach preserves. U. S. v. 27 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 23849, 23850. Sample Nos. 406-K, 407-K.)

LIBELS FILED: October 13, 1947, Western District of North Carolina.

ALLEGED SHIPMENT: On or about August 21, 1947, by the Atlantic Preserving Co., from Atlanta, Ga.

PRODUCT: 50 cases, each containing 24 15-ounce jars, of peach preserves at Charlotte, N. C.

LABEL, IN PART: (Jars) "Mrs. Bell's Home Made Peach Preserves * * * Mrs. Bell Preserving Co., Atlanta, Ga."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product of less than 65 percent soluble solids content had been substituted for peach preserves.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for peach preserves, since it had not been concentrated by heat to such point that the soluble solids content of the finished preserve was not less than 65 percent, the minimum permitted by the definition and standard.

DISPOSITION: November 19, 1947. Default decrees of condemnation. The product was ordered delivered to charitable institutions.

12714. Adulteration of strawberry preserves. U. S. v. 198 Cases * * *. (F. D. C. No. 23738. Sample No. 75848-H.)

LIBEL FILED: September 9, 1947, Western District of New York.

*See also No. 12746.