

ALLEGED SHIPMENT: On or about November 8, 1950, by the Productos Marinos de Guaymas, from Guaymas, Mexico.

PRODUCT: 1,435 5-pound packages of frozen shrimp at Los Angeles, Calif.

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 decomposed shrimp.

DISPOSITION: January 12, 1951. The Marine Products Co., San Diego, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond, conditioned that it be disposed of in compliance with the law, under the supervision of the Food and Drug Administration. The fit portion of the product was segregated and released to the claimant, and the unfit portion was denatured and packed for sale as fish bait.

FRUITS AND VEGETABLES*

FROZEN FRUIT

17081. Adulteration of frozen strawberries. U. S. v. 1,300 Pails * * *.
(F. D. C. No. 29373. Sample No. 79740-K.)

LIBEL FILED: June 27, 1950, District of Massachusetts.

ALLEGED SHIPMENT: On or about May 22, 1950, by Baumer Food Products, from Ponchatoula, La.

PRODUCT: 1,300 30-pound pails of frozen strawberries at Boston, Mass.

LABEL, IN PART: (Pail) "Baumer's Cold Packed Strawberries."

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 berries.

DISPOSITION: February 23, 1951. Default decree of condemnation and destruction.

VEGETABLES

17082. Adulteration of canned beets, canned sweetpotatoes, canned stringless green beans, canned okra, and canned mixed vegetables (containing corn, okra, and tomatoes). U. S. v. 9 Cases, etc. (F. D. C. No. 29711. Sample Nos. 34831-K, 34832-K, 34836-K to 34838-K, incl., 34840-K, 35107-K, 35113-K, 35115-K, 35117-K to 35120-K, incl., 35541-K, 35542-K.)

LIBEL FILED: August 30, 1950, Northern District of California.

ALLEGED SHIPMENT: On or about June 27, 1950, by Pine Grove Canning Co., Inc., from St. Martinville, La.

PRODUCT: 9 cases, each containing 6 6-pound, 5-ounce cans, of sliced beets; 117 cases, each containing 6 6-pound, 5-ounce cans, 75 cases, each containing 24 1-pound, 13-ounce cans, and 22 cases, each containing 6 No. 10 cans, of sweetpotatoes; 28 cases, each containing 6 6-pound, 5-ounce cans, and 23 cases, each containing 24 1-pound, 12-ounce cans, of stringless green beans; 107 cases, each containing 6 6-pound, 5-ounce cans, and 254 cases, each containing 24 1-pound, 3-ounce cans, of okra; and 9 cases, each containing 24 1-pound, 3-ounce cans, of canned mixed vegetables (containing corn, okra, and tomatoes), at Oakland, Calif.

*See also Nos. 17051-17054.

LABEL, IN PART: (Can) "Pine Grove Brand Sliced Beets" [or "Sweet Potatoes," "Stringless Green Beans," "Okra," or "Corn, Okra and Tomatoes"]; "Creole Maid Brand Creole Okra Dinner" [or "Whole Stringless Green Beans"]; and "Durand's Brand * * * Sweet Potatoes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of decomposed substances by reason of the presence of decomposed vegetable material.

DISPOSITION: December 20, 1950. Default decree of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS*

17083. Adulteration and misbranding of canned tomatoes. U. S. v. 578 Cases (and 1 other seizure action). (F. D. C. Nos. 30183, 30341. Sample Nos. 55064-K, 55065-K.)

LIBELS FILED: November 30 and December 13, 1950, Northern District of Alabama.

ALLEGED SHIPMENT: On or about September 7, 1950, by the H. J. McGrath Co., from Baltimore, Md.

PRODUCT: Tomatoes. 578 cases at Birmingham, Ala., and 525 cases at Jasper, Ala. Each case contained 24 1-pound, 3-ounce cans, of tomatoes.

LABEL, IN PART: "Realm Vine Ripened Tomatoes."

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 decomposed tomato material.

Misbranding (Jasper lot only), Section 403 (g) (2), the product was canned tomatoes, a food for which a definition and standard of identity has been prescribed by regulations, and its label failed to bear the common name of the optional ingredient, added strained tomatoes, as required by the definition and standard; and, Section 403 (h) (1), the product fell below the standard of quality for canned tomatoes since it contained excessive peel and the label failed to bear a statement that the product fell below the standard.

DISPOSITION: February 19, 1951. Default decrees of condemnation and destruction.

17084. Adulteration of canned tomatoes. U. S. v. 160 Cases * * *. (F. D. C. No. 30209. Sample No. 70763-K.)

LIBEL FILED: December 14, 1950, Western District of Oklahoma.

ALLEGED SHIPMENT: On or about October 13, 1950, by the Roy Nelson Canning Co., from Aurora, Mo.

PRODUCT: 160 cases, each containing 48 10-ounce cans, of tomatoes at Cushing, Okla.

LABEL, IN PART: (Can) "Smile Girl Brand Hand Packed Tomatoes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance. Examination showed that the product contained fly eggs and maggots.

DISPOSITION: January 25, 1951. Default decree of condemnation and destruction.

*See also Nos. 17052-17054.