

ALLEGED SHIPMENT: On or about December 14, 1950, by Carol Dryden & Co., Inc., from Crisfield, Md.

PRODUCT: 10 barrels, each containing 1,536 cans, of oysters at Seymour, Ind.

LABEL, IN PART: "1 Pint Pride Of The Chesapeake Oysters—Standard."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. (The cans contained less than 1 pint, the declared volume.)

DISPOSITION: March 16, 1951. Default decree of forfeiture and destruction.

FRUITS AND VEGETABLES

CANNED FRUIT

17226. Adulteration of canned boysenberries. U. S. v. 115 Cases * * *.
(F. D. C. No. 30222. Sample Nos. 70295-K, 89754-K.)

LIBEL FILED: December 20, 1950, District of Kansas.

ALLEGED SHIPMENT: On or about July 10, 1950, from Salem, Oreg.

PRODUCT: 115 cases, each containing 24 1-pound, 4-ounce cans, of boysenberries at Topeka, Kans.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of its chemical decomposition. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: February 14, 1951. Default decree of condemnation and destruction.

17227. Misbranding of canned peaches. U. S. v. 1,300 Cases * * *. (F. D. C. No. 30346. Sample No. 92401-K.)

LIBEL FILED: December 26, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about September 1, 1950, by the Pulici Packing Co., from Los Angeles, Calif.

PRODUCT: 1,300 cases, each containing 48 8 $\frac{3}{4}$ -ounce cans, of peaches at New York, N. Y.

LABEL, IN PART: (Can) "Premier Old Fashioned Peeled Yellow Free Sliced Peaches In Extra Heavy Syrup."

NATURE OF CHARGE: Misbranding, Section 403 (g) (2), the product purported and was represented as canned peaches, a food for which a definition and standard of identity has been prescribed by regulations, and its label failed to bear, as required by regulations, the name of the optional packing medium present since the label bore the statement "In Extra Heavy Syrup" and the product was packed in heavy sirup.

DISPOSITION: April 20, 1951. Louis Pulici, trading as the Pulici Packing Co., 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 for relabeling, under the supervision of the Food and Drug Administration.