

**18418. Adulteration and misbranding of oysters. U. S. v. 67 Cans \* \* \*.**  
(F. D. C. No. 31979. Sample No. 3407-L.)

**LIBEL FILED:** November 2, 1951, Eastern District of Tennessee.

**ALLEGED SHIPMENT:** On or about October 29, 1951, by M. F. Quinn from Hampton, Va.

**PRODUCT:** 67 pint cans of oysters at Chattanooga, Tenn.

**LABEL, IN PART:** (Can) "Oysters Standards Plum Tree Island Brand."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), water had been substituted in part for oysters; and, Section 402 (b) (4), water had been added to the article and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for oysters standards since it had not been thoroughly drained as required by the regulations prescribing a definition and standard of identity for oysters.

**DISPOSITION:** December 18, 1951. Default decree of condemnation and destruction.

## FRUITS AND VEGETABLES

### CANNED FRUIT

**18419. Misbranding of canned peaches. U. S. v. 84 Cases \* \* \*.** (F. D. C. No. 32131. Sample No. 32368-L.)

**LIBEL FILED:** November 26, 1951, Eastern District of Arkansas.

**ALLEGED SHIPMENT:** On or about July 12, 1951, by Roberts Bros., Inc., from Americus, Ga.

**PRODUCT:** 84 cases, each containing 24 1-pound, 12-ounce cans, of peaches at Pine Bluff, Ark.

**LABEL, IN PART:** "Roberts Big R Brand Halves Yellow Freestone Peaches In Heavy Syrup."

**NATURE OF CHARGE:** Misbranding, Section 403 (g) (2), the product purported to be and was represented as canned peaches, a food for which a 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 since the label bore the statement "In Heavy Syrup," and the article was packed in light sirup.

**DISPOSITION:** January 7, 1952. The shipper, 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 to be relabeled under the supervision of the Food and Drug Administration.

### DRIED FRUIT

**18420. Adulteration of raisins. U. S. v. 150 Boxes \* \* \*.** (F. D. C. No. 32089. Sample No. 15142-L.)

**LIBEL FILED:** November 19, 1951, District of Nebraska.

**ALLEGED SHIPMENT:** On or about March 20, 1951, from Del Rey, Calif.