

## MISCELLANEOUS FRUIT PRODUCTS

19332. Adulteration of canned cranberry sauce. U. S. v. 16 Cases \* \* \*.  
(F. D. C. No. 33245. Sample No. 2119-L.)

**LIBEL FILED:** May 12, 1952, Western District of North Carolina.

**ALLEGED SHIPMENT:** On or about October 4, 1946, from Plymouth, Mass.

**PRODUCT:** 16 cases, each containing 24 1-pound cans, of cranberry sauce at Hickory, N. C.

**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 composition. The product was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** June 25, 1952. Default decree of condemnation and destruction.

19333. Adulteration and misbranding of canned grapefruit juice. U. S. v. 221 Cases \* \* \*. (F. D. C. No. 33344. Sample No. 41346-L.)

**LIBEL FILED:** July 15, 1952, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about March 13, 1946, from Houston, Tex.

**PRODUCT:** 221 cases, each containing 6 3-quart cans, of grapefruit juice at Philadelphia, Pa.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance and was otherwise unfit for food by reason of its bitter metallic taste and dark muddy appearance.

Misbranding, Section 403 (a), the statement "Grade A Fancy" which appeared on the label was false and misleading. (Examination disclosed that the product was undergoing decomposition.)

The product was adulterated and misbranded while held for sale after shipment in interstate commerce.

**DISPOSITION:** October 21, 1952. Default decree of condemnation and destruction.

19334. Misbranding of fruit spreads. U. S. v. 11 Cases, etc. (F. D. C. No. 33385. Sample Nos. 33357-L to 33359-L, incl.)

**LIBEL FILED:** June 10, 1952, Western District of Michigan.

**ALLEGED SHIPMENT:** On or about May 18 and August 31, 1951, and April 4, 1952, by the Milwaukee Preserve and Flavor Co., from Milwaukee, Wis.

**PRODUCT:** 11 cases of strawberry spread, 5 cases of red raspberry spread, and 4 cases of grape spread at Escanaba, Mich. Each case contained 12 2-pound jars.

**LABEL, IN PART:** "Top Hat Spread Strawberry [or "Red Raspberry" or "Grape"]."

**NATURE OF CHARGE:** Misbranding, Section 403 (g) (1), the articles purported to be and were represented as strawberry jam, red raspberry jam, and grape jam, foods for which definitions and standards of identity have been prescribed by regulations, and the articles failed to conform to such definitions and standards. The articles contained less fruit than prescribed by the definitions and standards of identity and less than 68 percent soluble solids, the minimum permitted by the definitions and standards. In addition, all articles contained artificial colors, and the articles (strawberry spread and grape spread) contained artificial flavors, which colors and flavors are not

permitted as ingredients of fruit jams by the definitions and standards of identity.

**DISPOSITION:** July 3, 1952. Default decree of condemnation and destruction. On July 14, 1952, the court entered an amended decree to provide for the delivery of the products to a charitable institution.

### VEGETABLES

**19335. Adulteration of frozen artichokes. U. S. v. 9 Cases, etc. (F. D. C. No. 33382. Sample Nos. 42271-L, 42272-L.)**

**LIBEL FILED:** June 3, 1952, District of Hawaii.

**ALLEGED SHIPMENT:** On or about May 22, 1952, by American Factors, Ltd., from San Francisco, Calif.

**PRODUCT:** Frozen artichokes. 9 cases, each containing 6 3-pound packages, and 24 cases, each containing 36 7-ounce packages, at Honolulu, T. H.

**LABEL, IN PART:** "Rose Frozen Brand California Artichokes."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects.

**DISPOSITION:** September 9, 1952. Default decree of condemnation and destruction.

**19336. Misbranding of canned cut green beans. U. S. v. 158 Cases \* \* \*. (F. D. C. No. 33404. Sample No. 18427-L.)**

**LIBEL FILED:** June 19, 1952, Southern District of California.

**ALLEGED SHIPMENT:** On or about March 25, 1952, by Stokely Foods, Inc., from Bellingham, Wash.

**PRODUCT:** 158 cases, each containing 24 1-pound cans, of cut green beans at Los Angeles, Calif.

**LABEL, IN PART:** "Newport Brand Cut Green Beans."

**NATURE OF CHARGE:** Misbranding, Section 403 (h) (1), the product fell below the standard of quality for cut green beans since there were present pods or pieces of pods 27/64 inch or more in diameter and since the product contained an excessive number of tough strings.

**DISPOSITION:** July 30, 1952. Default decree of condemnation. The court ordered that the product be delivered to charitable organizations.

**19337. Adulteration of split peas and sesame seed. U. S. v. 8 Bags, etc. (F. D. C. No. 33465. Sample Nos. 65232-L, 65233-L.)**

**LIBEL FILED:** July 11, 1952, District of Minnesota.

**ALLEGED SHIPMENT:** On or about July 16, 1951, and January 21, 1952, from Sterling, Colo., and Chicago, Ill.

**PRODUCT:** 8 100-pound bags of split peas and 1 160-pound bag of sesame seed at St. Paul, Minn., in the possession of the Security Wholesale Grocery Co.

**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 rodent urine in the split peas and insects in the sesame seed; and, Section 402 (a) (4), the split peas had been held under insanitary conditions whereby they may have become contaminated with filth. The articles were adulterated in the above respects while held for sale after shipment in interstate commerce.