

ALLEGED SHIPMENT: On or about August 28, 1953, by the Manhattan Packing Co., from McKees Rocks, Pa.

PRODUCT: 33 cases, each containing 12 jars, of olives with sweet peppers at Rochester, N. Y.

LABEL, IN PART: (Jar) "York Brand Net Wt. 1 Lb. 5 Ozs. Salad Olives With Spanish Sweet Peppers."

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 wormy olives.

DISPOSITION: January 22, 1954. Default decree of condemnation and destruction.

21233. Adulteration of frozen black-eyed peas. U. S. v. 99 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 36212, 36221. Sample Nos. 72483-L, 72484-L.)

LIBELS FILED: On or about December 28 and 30, 1953, District of Maryland.

ALLEGED SHIPMENT: On or about December 11 and 14, 1953, by Southern Frozen Foods, Inc., from Montezuma, Ga., and Washington, D. C.

PRODUCT: 120 cases, each containing 24 packages, of frozen black-eyed peas at Baltimore, Md.

LABEL, IN PART: (Package) "McKenzie's Frozen Fresh Blackeye Peas Net Wt. 12 Oz."

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 insect-infested and insect-damaged peas.

DISPOSITION: January 25, 1954. Default decrees of condemnation and destruction.

21234. Adulteration of canned pimentos. U. S. v. 919 Cases * * *. (F. D. C. No. 35692. Sample No. 58130-L.)

LIBEL FILED: October 9, 1953, Northern District of Illinois.

ALLEGED SHIPMENT: On or about August 14, 1953, by the Pomona Products Co., from Griffin, Ga.

PRODUCT: 919 cases, each containing 24 cans, of pimentos at Chicago, Ill.

LABEL, IN PART: (Can) "Pomona Sunshine Brand First Quality Full Red Pieces Pimientos Contents 1 Lb. 12 Oz."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: October 23, 1953. The Pomona Products 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 segregation and destruction of the unfit portion under the supervision of the Department of Health, Education, and Welfare. 93 cases of the product were found unfit and were destroyed.

21235. Adulteration of sweet pickle relish. U. S. v. 24 Cases * * *. (F. D. C. No. 36351. Sample No. 84433-L.)

LIBEL FILED: January 21, 1954, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 10, 1953, by Harper & Bateman, from Hurlock, Md.

PRODUCT: 24 cases, each containing 4 jars, of sweet pickle relish at Philadelphia, Pa.

LABEL, IN PART: (Jar) "Arthur Brand Sweet Pickle Relish * * * Contents One Gallon."

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 insects, insect fragments, and rodent hair fragments; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 24, 1954. Default decree of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

21236. Adulteration of canned tomatoes. U. S. v. 391 Cases * * *. (F. D. C. No. 36362. Sample No. 72494-L.)

LIBEL FILED: On or about January 27, 1954, Western District of Virginia; amended libel filed on or about February 3, 1954.

ALLEGED SHIPMENT: On or about September 1, 1953, by the Bounds Package Corp., from Hebron, Md.

PRODUCT: 391 cases, each containing 24 cans, of tomatoes at Staunton, Va.

LABEL, IN PART: (Can) "Contents 1 Lb. 12 Oz. Bound's Brand Tomatoes Distributed By Geo. A. Bounds & Co. Hebron, Md."

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 fly eggs and maggots; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 8, 1954. The Bounds Package Corp., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation of the unfit portion under the supervision of the Department of Health, Education, and Welfare. As a result of the segregation operations, 183 cases, plus 23 cans, of the product were found unfit and were destroyed.

21237. Adulteration of canned tomatoes. U. S. v. 133 Cases * * *. (F. D. C. No. 36195. Sample No. 58068-L.)

LIBEL FILED: December 21, 1953, Northern District of Illinois.

ALLEGED SHIPMENT: On or about October 9, 1953, by the Winorr Canning Co., from Wauseon, Ohio.

PRODUCT: 133 cases, each containing 24 cans, of tomatoes at Chicago, Ill.

LABEL, IN PART: (Can) "Plee-Zing * * * Tomatoes With Added Tomato Juice Trace of Calcium Chloride Added Net Weight 1 Lb. 3 Oz."

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

DISPOSITION: March 16, 1954. Default decree of condemnation and destruction.

21238. Adulteration of tomato juice. U. S. v. 418 Cases * * *. (F. D. C. No. 36411. Sample No. 46015-L.)

LIBEL FILED: February 24, 1954, District of Massachusetts.