

SHIPPED: 10-27-59, from Carver, Mass., by Eric H. Huikari.

LIBELED: 11-24-59, Dist. N.J.

CHARGE: 402(a)(2)—the article was a raw agricultural commodity and, when shipped, contained a pesticide chemical, namely, aminotriazole, which is unsafe within the meaning of 408 since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on cranberries has been prescribed by regulations.

DISPOSITION: 12-22-59. Default—destruction.

VEGETABLES AND VEGETABLE PRODUCTS

26630. Canned green beans. (F.D.C. No. 44241. S. No. 85-455 P.)

QUANTITY: 63 cases, 24 15½-oz. cans each, at Bronx, N. Y.

SHIPPED: 11-17-59, from Hampstead, Md., by Hampstead Packing Co.

LABEL IN PART: (Can) "Iona Cut Green Beans * * * The Great Atlantic & Pacific Tea Co., New York, N. Y., Distributors."

LIBELED: 2-19-60, S. Dist. N. Y.

CHARGE: 402(a)(3)—contained insects, insect larvae, and insect-damaged beans when shipped.

DISPOSITION: 3-21-60. Default—destruction.

26631. Canned peas. (F.D.C. No. 44667. S. No. 11-990 R.)

QUANTITY: 173 cases, 24 1-lb. 1-oz. cans each, at Chicago, Ill.

SHIPPED: 5-13-60, from Oconomowoc, Wis., by Oconomowoc Canning Co.

LABEL IN PART: (Can) "Natco Small Early June Peas * * * Distributors National Food Stores * * * Chicago, Ill."

LIBELED: 6-17-60, N. Dist. Ill.

CHARGE: 402(a)(3)—contained insects and insect larvae when shipped.

DISPOSITION: 7-14-60. Default—destruction.

26632. Sweet pickles and sweet mixed pickles. (F.D.C. No. 43684. S. Nos. 39-978 P, 48-289/91 P.)

INFORMATION FILED: 3-10-60, N. Dist. Calif., against Irvington Packing Co., Inc., Irvington, Calif., and James H. Campbell, president.

ALLEGED VIOLATION: On 9-15-58, 9-24-58, and 12-5-58, the defendant gave to firms engaged in the business of shipping various foods in interstate commerce, invoices containing a guaranty that the foods listed in the invoices were not adulterated within the meaning of the Federal Food, Drug, and Cosmetic Act.

On 9-15-58, 9-24-58, and 12-5-58, the defendants caused a number of jars of sweet pickles and sweet mixed pickles which were adulterated to be delivered to the holders of the guaranties.

CHARGE: 402(a)(3)—contained insects and insect fragments; and 402(a)(4)—prepared and packed under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 6-1-60. \$400 fine against the corporation and a \$225 fine against the individual.