

DISPOSITION: The defendants filed a motion for a bill of particulars which was granted in part by the court. The defendants thereafter entered a plea of nolo contendere and on 10-16-61, the court placed the defendants on probation for 3 years.

### PRESERVES

**27706. Strawberry preserves.** (F.D.C. No. 46513. S. No. 37-204 T.)

QUANTITY: 56 cases, 12 10-oz. jars each, at New Orleans, La.

SHIPPED: 7-24-61, from Atlanta, Ga., by Atlantic Preserving Co.

LABEL IN PART: (Case) "Strawberry Preserves Tiffany Pure Preserves Atlantic Preserving Co., Atlanta, Ga. \* \* \* 911."; (jar top) "Tiffany Pure Strawberry Preserves \* \* \* Packed by Atlantic Preserving Co., Atlanta, Ga."

RESULTS OF INVESTIGATION: Examination showed that the article contained cherries mixed with strawberry preserves.

LIBELED: 10-24-61, E. Dist. La.

CHARGE: 403(g)(1)—when shipped, the article purported to be and was represented as a food for which a definition and standard of identity has been prescribed by regulations, and it failed to conform to such definition and standard.

DISPOSITION: 1-17-62. Default—destruction.

**27707. Strawberry preserves.** (F.D.C. No. 46810. S. No. 43-127 T.)

QUANTITY: 140 cases, 12 jars each, at Philadelphia, Pa.

SHIPPED: 10-24-61, from Brooklyn, N.Y., by General Preserve Co., Inc.

LABEL IN PART: (Jar) "Honeydew Brand Wild Strawberry Preserves" and (jar lid) "Net Wt. 8½ Oz. General Preserve Co., Inc. Brooklyn, N.Y."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 12-28-61, E. Dist. Pa.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 1-24-62. Default—delivered to a charitable institution.

**27708. Blackberry jelly and blackberry preserves.** (F.D.C. No. 46905. S. Nos. 52-764/7 T.)

QUANTITY: 10 cases, 24 jars each, of jelly; and 16 cases, 24 jars each, of preserves, at Seattle, Wash.

SHIPPED: Between 2-23-61 and 8-14-61, from Portland, Oreg., by Oswego Jelly Co.

LABEL IN PART: (Jar) "Oregon Hills Brand Fancy Pure Mountain Wild Blackberry Jelly [or "Preserves"] Net Weight 12 Ozs. Packed by Allan and Allan Dickinson."

RESULTS OF INVESTIGATION: The articles failed to bear the address of the manufacturer. Examination showed that the articles were short weight.

LIBELED: On or about 1-8-62, W. Dist. Wash.

CHARGE: 403(e)—when shipped, the articles failed to bear a label containing (1) the place of business of the manufacturer, packer, or distributor and (2) an accurate statement of the quantity of contents.

DISPOSITION: 2-12-62. Default—delivered to a public institution.