

FROZEN FRUIT

- 28254. Frozen strawberries.** (F.D.C. No. 46511. S. No. 47-701 T.)
QUANTITY: 378 cases, 24 10-oz. pkgs. each, at Van Buren, Ark.
SHIPPED: 8-14-61 and 8-29-61, from Stilwell, Okla.
LIBELED: 10-23-61, W. Dist. Ark.
CHARGE: 402(a) (3)—contained decomposed and moldy strawberries while held for sale.
DISPOSITION: 6-5-62. Consent—claimed by Stilwell Frozen Foods, Inc., Stilwell, Okla., and segregated for destruction of the unfit portion.
- 28255. Frozen strawberries.** (F.D.C. No. 46082. S. Nos. 85-057/8 R. 87-081 R.)
QUANTITY: 3,464 cases, 24 10-oz. pkgs. each, at Van Buren, Ark.
SHIPPED: 5-9-61 and 5-10-61, from Stilwell, Okla.
LIBELED: 7-13-61, W. Dist. Ark.
CHARGE: 402(a) (3)—contained decomposed and moldy strawberries while held for sale.
DISPOSITION: Stilwell Frozen Foods, Inc., Stilwell, Okla., claimant, intervened and denied that the article was adulterated. Thereafter, on 6-5-62, claimant having consented, the court entered a decree of condemnation and ordered the article released to the claimant to be brought into compliance with the law by segregation and destruction of the unfit portion.
- 28256. Frozen strawberries.** (F.D.C. No. 45844. S. Nos. 54-904 R, 66-545 R.)
QUANTITY: 216 10-lb. cans and 141 30-lb. cans at Rogers, Ark.
SHIPPED: 5-24-61, from Stilwell, Okla.
RESULTS OF INVESTIGATION: Strawberries were shipped as described above to Cannery, Inc., Rogers, Ark., where they were mixed and packed with approximately 35 crates of local berries.
LIBELED: 6-21-61, W. Dist. Ark.
CHARGE: 402(a) (3)—while held for sale, contained decomposed strawberries.
DISPOSITION: On 8-8-61, Cannery, Inc., claimant, filed an answer denying that the article was adulterated. Thereafter, on 4-27-62, the claimant having consented, the court entered a decree of condemnation. The article was segregated and the adulterated portion consisting of 66 30-lb. cans and 107 10-lb. cans was destroyed.

VEGETABLES AND VEGETABLE PRODUCTS

- 28257. Canned green beans.** (F.D.C. No. 47525. S. No. 70-888 T.)
QUANTITY: 199 cases, 24 cans each, at Brenham, Tex.
SHIPPED: 12-23-61, from Springdale, Ark., by Cannery, Inc.
LABEL IN PART: (Can) "Glen Park Short Cut Green Beans Net Weight 15½ Oz. Avd. Distributed by Federated Foods, Inc., San Francisco, * * * Chicago."
LIBELED: 6-5-62, W. Dist. Tex.
CHARGE: 403(h) (1)—when shipped, the article fell below the standard of quality for canned cut green beans, since the article contained more than 6 unstemmed units per 12 oz. of drained weight, and its label failed to bear a statement that it fell below such standard.
DISPOSITION: 8-1-62. Default—delivered to a public institution.