

LABEL IN PART: (Can) "Ranch House Brand El Dorado Home Style Whole California Red Plums Packed in Heavy Syrup * * * Packed by Old Ranchers Company, Upland Calif."

LIBELED: On or about 11-6-63, S. Dist. N.Y.

CHARGE: 402(a) (3)—contained rot when shipped.

DISPOSITION: 1-29-64. Default—destruction.

29260. Canned plums. (F.D.C. No. 49440. S. No. 11-791 X.)

QUANTITY: 41 cases, each containing 24 1-lb. 13-oz. cans, at Vestal, N.Y.

SHIPPED: 8-13-63, from San Francisco, Calif., by Mel-Williams Co.

LABEL IN PART: (Can) "Ranch House Brand El Dorado Home Style Whole California Red Plums Packed In Heavy Syrup * * * Packed by Old Ranchers Canning Company, Upland, Calif."

LIBELED: 11-13-63, N. Dist. N.Y.

CHARGE: 402(a) (3)—contained insects, insect eggs, and decomposed fruit when shipped.

DISPOSITION: 1-30-64. Default—destruction.

VEGETABLES AND VEGETABLE PRODUCTS*

29261. Fresh broccoli. (F.D.C. No. 49421. S. No. 78-102 X.)

QUANTITY: 594 boxes, each containing 14 bunches, at Philadelphia, Pa.

SHIPPED: 10-8-63, from Salinas, Calif., by H. W. Mann Packing Co.

LABEL IN PART: (Box) "14 Bunches Broccoli California Sunny Shores Vegetables—H. W. Mann—Salinas, Calif."

LIBELED: 10-15-63, E. Dist. Pa.

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

DISPOSITION: 10-16-63. Consent—destruction.

29262. Fresh cabbage. (F.D.C. No. 49379. S. No. 36-738 X.)

QUANTITY: 76 50-lb. bags at Hattiesburg, Miss.

SHIPPED: 9-18-63, from Bovina, Tex., by Gateway Produce Co.

LIBELED: 10-7-63, S. Dist. Miss.

CHARGE: 402(a) (2) (B)—when shipped, the article was a raw agricultural commodity and contained a pesticide chemical, endrin, which was unsafe under 408(a) since the quantity of such pesticide chemical on the cabbage was not within the limits of the tolerance prescribed by regulations.

DISPOSITION: 10-17-63. Consent—destruction.

29263. Fresh cabbage. (F.D.C. No. 49326. S. No. 5-824 X.)

QUANTITY: 65 50-lb. bags at Nashville, Tenn.

SHIPPED: 9-12-63, from Fancy Gap, Va., by Newman Grocery & Produce Co.

LABEL IN PART: (Bag) "Fresh Green Cabbage."

LIBELED: 9-20-63, M. Dist. Tenn.

*See also No. 29241.

CHARGE: 402(a)(2)(B)—when shipped, the article contained a pesticide chemical, toxaphene, which was unsafe within the meaning of 408(a) since the quantity of such pesticide chemical on the article was not within the limits of the tolerance prescribed by regulations.

DISPOSITION: 11-5-63. Default—destruction.

29264. Fresh carrots. (F.D.C. No. 49259. S. No. 5-724 X.)

QUANTITY: 500 bags, each containing 48 1-lb. bags, at Baltimore, Md.

SHIPPED: 8-23-63, from Hereford, Tex., by Salt River Valley Produce of Texas, Inc.

LABEL IN PART: (Bag) "Silent Sam Carrots * * * Grown and Shipped By Salt River Valley Produce of Texas, Inc. * * * Net Wt. 1 Pound."

LIBELED: 9-6-63, Dist. Md.

CHARGE: 402(a)(2)(B)—when shipped, the article was a raw agricultural commodity and contained a pesticide chemical, endrin, which was unsafe under 408(a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on carrots had been prescribed by regulations.

DISPOSITION: 10-9-63. Default—destruction.

29265. Fresh carrots. (F.D.C. No. 49395. S. No. 39-008 X.)

QUANTITY: 643 shipping bags, each containing 48 1-lb. bags, at Brooklyn, N.Y.

SHIPPED: 9-11-63, from Hereford, Tex., by F. H. Vahlsing, Inc.

LABEL IN PART: (1-lb. bag) "Garden Gold Fresh Carrots * * * Horlings-Lea Incorporated, Zellwood, Florida Packers and Shippers Florida, Texas, & California Carrots."

LIBELED: 9-23-63, E. Dist. N.Y.

CHARGE: 402(a)(2)(B)—when shipped, the article contained the pesticide chemical, endrin, for which no tolerance on carrots or exemption therefrom has been prescribed.

DISPOSITION: 10-10-63. Default—destruction.

29266. Crushed peppers and cinnamon sticks. (F.D.C. No. 48858. S. Nos. 31-588/9 V.)

QUANTITY: 61 cases, each containing 30 pkgs. of crushed peppers, and 26 cases, each containing 36 pkgs. of cinnamon sticks, at Los Angeles, Calif., in possession of Service Foods, Inc.

SHIPPED: Prior to 3-20-63, from outside the United States.

LABEL IN PART: (Pkg.) "Crushed Peppers Minimum Net Wt. 3½ Oz. Service Foods Los Angeles 18, Calif.," and "Cinnamon Minimum Net 1¼ Oz. Service Foods Los Angeles 18, Calif."

RESULTS OF INVESTIGATION: The articles had been repacked by the dealer after having been imported into the United States. The peppers were approximately 3 percent short weight and the cinnamon approximately 2 percent. The articles were contained in clear cellophane bags on which the firm's name and address were printed vertically on the back of the package in red ink in small type which was inconspicuous on the package of crushed peppers in that it was blurred and did not contrast with the article within the package. The quantity of contents statement on the front of the package was also in red ink