

**6334. Adulteration of canned corn. U. S. v. 244 Cases of Canned Corn. Default decree of condemnation and destruction. (F. D. C. No. 11596. Sample No. 58046-F.)**

**LIBEL FILED:** January 8, 1944, District of Colorado.

**ALLEGED SHIPMENT:** On or about November 11, 1943, by the Eddington Canning Co., from Springville, Utah.

**PRODUCT:** 244 cases, each containing 24 1-pound, 4-ounce cans, of corn at Denver, Colo.

**LABEL, IN PART:** (Cans) "Eddington's Utah Trail Golden Bantam Golden Sweet Cream Style Corn."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance, corn ear worm fragments and miscellaneous insect fragments.

**DISPOSITION:** March 2, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**6335. Misbranding of canned eggplant appetizer. U. S. v. 300 Cases of Egg Plant Appetizer. Decree ordering product released under bond to be relabeled. (F. D. C. No. 10938. Sample No. 13985-F.)**

**LIBEL FILED:** October 13, 1943, Southern District of California.

**ALLEGED SHIPMENT:** On or about July 30, 1943, by the Uddo & Taormina Co., from Crystal Springs, Miss.

**PRODUCT:** 300 cases, each containing 48 cans, of eggplant appetizer at Los Angeles, Calif.

**LABEL, IN PART:** (Can) "Progresso Net Contents 9 Ozs. Avoir. Egg plant Appetizer \* \* \* Caponata"

**VIOLATIONS CHARGED:** Misbranding, Section 403 (a), the statement "Net Contents 9 Ozs. Avoir." was false and misleading as applied to an article that was short weight; and, Section 403 (e) (2), it was in package form and the label failed to bear an accurate statement of the quantity of the contents.

**DISPOSITION:** November 1, 1943. The Uddo & Taormina Co. having appeared as claimant, judgment was entered ordering that the product be released under bond to be relabeled under the supervision of the Food and Drug Administration.

**6336. Adulteration of canned green beans. U. S. v. 85 Cases of Canned Green Beans. Default decree of condemnation. Product ordered delivered to a welfare organization, for use as hog feed. (F. D. C. No. 11172. Sample No. 7158-F.)**

**LIBEL FILED:** On or about December 2, 1943, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about August 3, 1943, by the Bentonville Canning Co., from Bentonville, Ark.

**PRODUCT:** 85 cases, each containing 6 No. 10 cans, of green beans at Jefferson City, Mo.

**LABEL, IN PART:** (Cans) "Mayflower Cut Green Beans \* \* \* Distributed by Marshall Canning Co. Marshalltown, Iowa."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

**DISPOSITION:** February 18, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a welfare organization, for use as hog feed.

**6337. Adulteration of canned green beans. U. S. v. 600 Cases of Canned Green Beans. Default decree of condemnation. Product ordered delivered to a welfare organization, to be used as hog feed. (F. D. C. No. 10865. Sample No. 43348-F.)**

**LIBEL FILED:** On or about October 12, 1943, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about July 22, 1943, by the Hargis Canneries, Inc., from Fayetteville, Ark.

**PRODUCT:** 600 cases, each containing 24 cans, of cut green beans at Kansas City, Mo.

**LABEL, IN PART:** "Hargis Brand Cut Green Beans."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.