

10645. Misbranding of canned peas. U. S. v. 367 Cases * * *. (F. D. C. No. 18055. Sample No. 32485-H.)

LABEL FILED: November 1, 1945, Southern District of California.

ALLEGED SHIPMENT: On or about August 20, 1945, by the Woods Cross Canning Co., from Clearfield, Utah.

PRODUCT: 367 cases, each containing 24 1-pound, 4-ounce cans, of peas at Los Angeles, Calif.

LABEL, IN PART: "Clearfield Brand Sweet Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), in addition to the high alcohol-insoluble solids content, these peas were below standard because of the high percentage of peas that were not tender.

DISPOSITION: November 23, 1945. The Woods Cross Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be relabeled under the supervision of the Federal Security Agency.

10646. Misbranding of canned peas. U. S. v. 1,347 Cases * * *. (F. D. C. No. 18209. Sample No. 10564-H.)

LABEL FILED: October 26, 1945, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 17, 1945, by the Durand Canning Co., from Durand, Wis.

PRODUCT: 1,347 cases, each containing 24 cans, of peas at Pittsburgh, Pa. The product was shipped unlabeled and invoiced as "Std. #4 Alaska Peas."

NATURE OF CHARGE: Misbranding Section 403 (h) (1), the product was below standard in quality because of high alcohol-insoluble solids; Section 403 (g) (2), it failed to bear a label stating the name of the food specified in the definition and standard of identity for canned peas; Section 403 (e) (1), it failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; and, Section 403 (e) (2), it failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: November 9, 1945. Francis H. Leggett and Co., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

10647. Adulteration of turnip greens and mustard greens. U. S. v. 498 Cases of Turnip Greens (and 3 other seizure actions against turnip greens and mustard greens). (F. D. C. Nos. 18370-A, 18371-A, 18556, 18557. Sample Nos. 21095-H, 21096-H, 21377-H, 21378-H.)

LABELS FILED: On or about November 26 and December 4, 19, and 27, 1945, District of Kansas and Western District of Missouri.

ALLEGED SHIPMENT: On or about September 14, 1945, by the Denton Canning Co., from McAllen, Tex.

PRODUCT: 498 cases of turnip greens and 49 cases of mustard greens at Wichita, Kans., and 494 cases of turnip greens and 397 cases of mustard greens at Kansas City, Mo. Each case contained 24 1-pound, 2-ounce cans.

LABEL, IN PART: "Denton Turnip [or "Mustard"] Greens."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy and decomposed substances by reason of the presence of larvae and insect fragments and decomposed turnip and mustard greens.

DISPOSITION: January 11 and 23 and February 14 and 26, 1946. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

10648. Adulteration and misbranding of sauerkraut. U. S. v. 684 Cases * * *. (F. D. C. No. 12632. Sample No. 76219-F.)

LABEL FILED: June 13, 1944, District of New Jersey.

ALLEGED SHIPMENT: On or about May 5 and 10, 1944, by the Golden Pickle Works, Inc., from Brooklyn, N. Y.

PRODUCT: 684 cases, each containing 12 1-quart jars, of sauerkraut at Perth Amboy, N. J.

LABEL, IN PART: "Golden's Fancy Sauerkraut."