

PRODUCT: 236 cases, each containing 24 1-pound, 2-ounce cans, of mustard greens and 76 cases, each containing 24 1-pound, 2-ounce cans, of turnip greens at Beaumont, Tex. The mustard greens contained flies and other adult insects, aphids, and decomposed mustard greens, and the turnip greens contained flies, aphids, and thrips.

LABEL, IN PART: "Staff-O-Life Brand Mustard [or "Turnip"] Greens Distributed by Cannery Exchange, Inc. Springfield, Mo."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the mustard greens consisted in whole or in part of a filthy and decomposed substance, and the turnip greens consisted in whole or in part of a filthy substance.

DISPOSITION: November 14, 1946. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

11794. Adulteration of canned field peas. U. S. v. 1,352 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 21246, 21608. Sample Nos. 54632-H, 54643-H, 54655-H.)

LIBELS FILED: October 14 and November 1, 1946, Southern District of Florida.

ALLEGED SHIPMENT: Between the approximate dates of July 22 and September 2, 1946, by the Kent Canning Co., from Gibson, Ga.

PRODUCT: 1,669 cases, each containing 24 1-pound, 3-ounce cans, of field peas at Jacksonville, Fla.

LABEL, IN PART: "Kent's Pride Georgia Field Peas With Snaps."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of larvae.

DISPOSITION: January 17, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed.

Nos. 11795 to 11798 report actions involving canned peas that purported to be a food for which a standard of quality has been prescribed by law, but the quality was charged to fall below the standard because of higher alcohol-insoluble solids than the maximum permitted by the standard, and the labels failed to bear, in the manner and form that the regulations specify, a statement that the product was below the standard.

11795. Misbranding of canned peas. U. S. v. 1,138 Cases * * *. (F. D. C. No. 21252. Sample No. 40794-H.)

LIBEL FILED: October 17, 1946, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about July 6, 1946, by the Cobb Canning Co., from Cobb, Wis.

PRODUCT: 1,138 cases, each containing 24 cans, of peas at St. Louis, Mo. The product was shipped in unlabeled cans, but was invoiced as standard canned peas.

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and an accurate statement of the quantity of the contents; Section 403 (g) (2), its label failed to bear the name of the food specified in the definition and standard; and, Section 403 (h) (1), the article was below standard.

DISPOSITION: November 19, 1946. The Cobb Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency.

11796. Misbranding of canned peas. U. S. v. 122 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 21336, 22384, 22471. Sample Nos. 50822-H, 68950-H, 72928-H, 72929-H.)

LIBELS FILED: October 17, 1946, and January 14 and February 10, 1947, Northern District of Iowa, Western District of Kentucky, and Northern District of Illinois.

ALLEGED SHIPMENT: July 19 and August 6 and 10, 1946, by the Krier Preserving Co., from Belgium, Wis.

PRODUCT: Peas. 122 cases at Dubuque, Iowa, 236 cases at Chicago, Ill., and 588 dozen cans at Louisville, Ky. Each case contained 24 1-pound, 4-ounce cans.

LABEL, IN PART: "Roma Early June Peas," "Belle of Belgium Wisconsin * * * June Peas," or "Ube See Brand Sifted Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below standard in quality.

DISPOSITION: November 14, 1946, and February 25 and March 7, 1947. The Krier Preserving Co., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond, conditioned that it be relabeled in compliance with the law, under the supervision of the Federal Security Agency.

11797. Misbranding of canned peas. U. S. v. 726 Cases * * *. (F. D. C. No. 21217. Sample Nos. 3738-H, 3739-H.)

LIBEL FILED: October 2, 1946, District of Maryland.

ALLEGED SHIPMENT: On or about July 26 and August 10, 1946, by Burgoon & Yingling, from Gettysburg, Pa.

PRODUCT: 726 cases, each containing 24 1-pound, 4-ounce cans, of peas at Baltimore, Md.

LABEL, IN PART: "National Park Brand Run of the Pod Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below standard.

DISPOSITION: October 18, 1946. Burgoon & Yingling, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Food and Drug Administration.

11798. Misbranding of canned peas. U. S. v. 890 Dozen Cans * * *. (F. D. C. No. 21345. Sample No. 49976-H.)

LIBEL FILED: October 22, 1946, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about August 7, 1946, by the Minnesota Valley Canning Co., from Belvidere, Ill.

PRODUCT: 890 dozen 1-pound, 4-ounce cans, of peas at New Orleans, La.

LABEL, IN PART: "Coaster Brand Early June Peas * * * Distributed by Central Wisconsin Canneries Inc. Beaver Dam, Wis."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below standard.

DISPOSITION: November 14, 1946. The Minnesota Valley Canning Co., Inc., Le Sueur, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Federal Security Agency.

11799. Adulteration of dill pickles. U. S. v. 618 Cases * * * (and 4 other seizure actions). F. D. C. Nos. 20578, 20756, 21141, 21391, 21392. Sample Nos. 48141-H, 48166-H, 48167-H, 48179-H, 65224-H, 65342-H.)

LIBELS FILED: Between the dates of July 31 and October 31, 1946, District of Utah, District of Wyoming, and Eastern District of Pennsylvania.

ALLEGED SHIPMENT: Between the approximate dates of November 14, 1945, and June 8, 1946, by the Sparks Pickle Co., from Sparks, Ga.

PRODUCT: Dill Pickles. 880 cases, each containing 6 3-quart, 9-ounce cans, at Philadelphia, Pa.; 177 cases, each containing 12 25-ounce jars, at Salt Lake City, and 199 cases, each containing 25 15¼-ounce jars, at Provo, Utah; and 167 cases, each containing 12 25-ounce jars, at Kemmerer, Wyo. Two lots of the product were found to contain wormy pickles and dirt, and the remainder contained mold.

LABEL, IN PART: "Sparks Brand Fresh Pack [or "Crosscut"] Dill Pickles," or "Sparks Dill Mixed Pickles."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3) and (4), two lots of the article consisted in whole or in part of a filthy substance and had been prepared under insanitary conditions whereby they may have become contaminated with filth. The remainder consisted in whole or in part of a decomposed substance.