

12145. Misbranding of canned peas. U. S. v. 327 Cases * * *. (F. D. C. No. 22569. Sample No. 38597-H.)

LIBEL FILED: February 27, 1947, Northern District of Illinois.

ALLEGED SHIPMENT: On or about November 1, 1946, by the Elkhart Lake Canning Company, from Elkhart Lake, Wis.

PRODUCT: 327 cases, each containing 6 6-pound, 9-ounce cans, of peas at Chicago, Ill.

LABEL, IN PART: "Betty Brand Size 4 Early June Peas."

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

DISPOSITION: April 8, 1947. The Elkhart Lake 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 in compliance with the law, under the supervision of the Federal Security Agency.

12146. Misbranding of canned peas. U. S. v. 2,563 Cases, etc. * * *. (F. D. C. No. 22421. Sample Nos. 72913-H, 72914-H.)

LIBELS FILED: January 23, 1947, Northern District of Ohio.

ALLEGED SHIPMENT: On or about November 4 and 5, 1946, by First National Stores, Inc., from East Hartford, Conn., and Somerville, Mass. These were return shipments to the original shipper.

PRODUCT: 7,945 cases, each containing 24 1-pound, 4-ounce cans, of peas at Delphos, Ohio.

LABEL, IN PART: "Mello-Glo Early June Peas * * * Packed by The St. Marys Packing Company, Sidney, Ohio."

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

DISPOSITION: April 28, 1947. The St. Marys Packing Company, Sidney, Ohio, claimant, having admitted that the product was in part substandard, judgments of condemnation were entered. The product was ordered released under bond, conditioned that it be relabeled and brought into compliance with the law, under the supervision of the Food and Drug Administration.

12147. Misbranding of canned peas. U. S. v. 169 Cases * * *. (F. D. C. No. 22158. Sample No. 54809-H.)

LIBEL FILED: January 7, 1947, Western District of North Carolina.

ALLEGED SHIPMENT: On or about September 14, 1946, by the Veterans Administration Supply Depot, from Horseheads, N. Y.

PRODUCT: 169 cases, each containing 6 6-pound, 9-ounce cans, of peas at Oteen, N. C.

LABEL, IN PART: "St. Croix Brand Ungraded Sweet Peas Packed by Friday Canning Corporation New Richmond, Wisconsin."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below the standard of quality because it failed to meet the prescribed test with respect to tenderness.

DISPOSITION: February 1, 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.

12148. Adulteration of canned black-eyed peas with snaps. U. S. v. 746 Cases * * *. (F. D. C. No. 22577. Sample No. 41265-H.)

LIBEL FILED: February 26, 1947, Eastern District of Arkansas.

ALLEGED SHIPMENT: On or about November 20, 1946, by the Delta Canning Co., from Raymondville, Tex.

PRODUCT: 746 cases, each containing 24 1-pound, 3-ounce cans, of black-eyed peas with snaps at Little Rock, Ark.

LABEL, IN PART: "Delco Brand Fresh Shelled Black-Eyed Peas with Snaps."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: April 7, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.