

present since the label bore the statement "Extra Heavy Syrup" and the product was packed in heavy sirup.

DISPOSITION: December 9, 1952. The Standard Grocery Co., Tacoma, Wash., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Federal Security Agency.

19982. Misbranding of canned peaches. U. S. v. 914 Cases * * * (F. D. C. No. 33955. Sample No. 14968-L.)

LIBEL FILED: October 24, 1952, Western District of Missouri.

ALLEGED SHIPMENT: On or about September 8, 1952, by the Smeltzer Orchard Co., from Beulah, Mich.

PRODUCT: 914 cases, each containing 24 1-pound, 14-ounce cans, of peaches at Kansas City, Mo.

LABEL, IN PART: "Smeltzer Orchard Brand Yellow Freestone Halves Peaches In Heavy Syrup."

NATURE OF CHARGE: Misbranding, Section 403 (g) (2), the product purported to be and was represented as canned peaches, a food for which a definition and standard of identity has been prescribed by regulations, and its label failed to bear, as prescribed by the regulations, the name of the optional packing medium present since the label bore the statement "In Heavy Syrup" and the article was packed in light sirup. Further misbranding, Section 403 (h) (1), the product fell below the standard of quality for canned peaches in that the weight of some of the peach units was less than $\frac{3}{8}$ ounce; the weight of the largest unit in the container was more than twice the weight of the smallest unit; and all of the units were not trimmed or so trimmed as to preserve their normal shape, and the label failed to bear a statement that the product fell below the standard.

DISPOSITION: December 2, 1952. The shipper, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Federal Security Agency.

VEGETABLES

19983. Adulteration of canned corn. U. S. v. 925 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 34191, 34192. Sample Nos. 53794-L, 53795-L.)

LIBELS FILED: November 3, 1952, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about September 19 and 24, 1952, by Thomas Roberts & Co., from Hillsboro, Md.

PRODUCT: 2,419 cases, each containing 6 6-pound, 10-ounce cans, of corn at St. Louis, Mo.

LABEL, IN PART: "Pride of the Farm Brand Cream Style Golden Sugar Corn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of worms and worm fragments.

DISPOSITION: February 5, 1953. Default decrees of condemnation. The court ordered that the product be sold to the highest bidder for use other than for human consumption.