

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

DISPOSITION: January 21, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed.

7643. Adulteration of assorted jellies. U. S. v. 75 Cases and 29 Cases of Assorted Jellies. Decree of condemnation and destruction. (F. D. C. No. 14680. Sample Nos. 81111-F, 81112-F.)

LIBEL FILED: December 16, 1944, District of Kansas.

ALLEGED SHIPMENT: On or about September 13, 1944, by Preserves, Inc., St. Louis, Mo.

PRODUCT: 75 cases, each containing 12 jars, and 29 cases, each containing 24 jars, of assorted jellies, at Coffeyville, Kans.

LABEL, IN PART: "C-M-C Brand Net Wt. 2 Lbs. [or "12 Oz."] Pure Apple [or "Apple-Grape," "Apple-Plum," or "Apple-Raspberry"] Jelly."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of mites.

DISPOSITION: December 16 1944. The Coffeyville Mercantile Co., Coffeyville, Kans., claimant, having admitted that the product was adulterated, judgment of condemnation was entered, and 60 cases were ordered destroyed. Action as to the remainder was ordered dismissed.

VEGETABLES

7644. Adulteration of blackeye beans (peas). U. S. v. 132 Bags of Blackeye Beans. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 14058. Sample No. 63928-F.)

LIBEL FILED: October 20, 1944, Southern District of Florida.

ALLEGED SHIPMENT: On or about January 27, 1944, by Baker & Co., from Turlock, Calif.

PRODUCT: 132 100-pound bags of blackeye beans, at Jacksonville, Fla.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, insect eggs, and insect-bored beans.

DISPOSITION: November 28, 1944. The Frank D. Powers Co., Jacksonville, Fla., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for conversion into animal feed.

7645. Misbranding of canned green beans. U. S. v. 905 Cases of Canned Green Beans. Consent decree of condemnation. Product ordered released under bond for relabeling. (F. D. C. No. 14503. Sample No. 71799-F.)

LIBEL FILED: November 22, 1944, District of Montana.

ALLEGED SHIPMENT: On or about August 11, 1944, by the Valley Canning Co., from Carnation, Wash.

PRODUCT: 905 cases, each containing 24 cans, of green beans at Missoula, Mont.

LABEL, IN PART: "Hilltop Brand Short Cut Green Beans Contents 1 Lb. 3 Oz."

VIOLATION CHARGED: Misbranding, Section 403 (a), the vignette of a dish containing middle cuts of green beans, and the term "Short Cut Green Beans," appearing in the labeling, were misleading as applied to the product, which consisted in large part of pieces of irregular length and end snips of string beans.

DISPOSITION: January 29, 1945. The Valley Canning Co., 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.

7646. Adulteration of red kidney beans. U. S. v. 45 Sacks of Red Kidney Beans. Default decree of condemnation. Product ordered sold for use as animal feed. (F. D. C. No. 13344. Sample No. 58980-F.)

LIBEL FILED: August 12, 1944, District of Maryland.

ALLEGED SHIPMENT: On or about December 4, 1943, from North Rose, N. Y.

PRODUCT: 45 sacks, each containing 100 pounds, of red kidney beans at Baltimore, Md., in the possession of B. Green and Co., Inc.

The product has been stored under insanitary conditions after shipment. The bags had been gnawed by rodents, and contained urine stains and rodent pellets. Examination showed that the article had been contaminated with urine.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 21, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold for use as animal feed.

7647. Adulteration of pinto beans. U. S. v. 77 Bags of Pinto Beans. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 14474. Sample No. 90380-F.)

LIBEL FILED: November 13, 1944, Western District of Arkansas.

ALLEGED SHIPMENT: On or about April 1, 1942, by J. L. Wilson, Hot Springs, N. Mex.

PRODUCT: 77 100-pound bags of pinto beans, at Clarksville, Ark.

LABEL, IN PART: "Recleaned Pinto Beans."

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

DISPOSITION: January 15, 1945. No claim having been entered, judgment of condemnation was entered and the product was ordered destroyed. On January 26, 1945, Wish Brothers, Clarksville, Ark., having petitioned for the right to intervene, and having filed a good and sufficient bond, the court ordered the product delivered to the intervenor on condition that it be denatured, under the supervision of an officer designated by the Federal Security Administrator, and disposed of as animal feed.

7648. Adulteration of canned beets. U. S. v. 248 Cases of Canned Beets. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 14695. Sample No. 89738-F.)

LIBEL FILED: December 1, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about December 19, 1942, by the Empire Pickling Co., from Shortsville, N. Y.

PRODUCT: 248 cases, each containing 6 cans, of beets at St. Louis, Mo.

LABEL, IN PART: "Contents 6 Lbs. 8 Ozs. Manchester Brand Cut Beet Chips."

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

DISPOSITION: January 11, 1945. The Bohn-Lenartz Co., St. Louis, Mo., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be destroyed or brought into compliance with the law, under the supervision of the Food and Drug Administration.

7649. Adulteration of canned beets. U. S. v. 622 Cases of Canned Beets. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 14690. Sample No. 89739-F.)

LIBEL FILED: December 1, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 22, 1942, by the Comstock Canning Corporation, from Newark, N. Y.

PRODUCT: 622 cases, each containing 6 cans, of beets at St. Louis, Mo.

LABEL, IN PART: "Pride of Egypt Cut Red Beets Contents 6 Lbs. 8 Oz."

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

DISPOSITION: January 11, 1945. The Bohn-Lenartz Co., St. Louis, Mo., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be destroyed or brought into compliance with the law, under the supervision of the Food and Drug Administration.