

**9549. Adulteration of dried mushrooms. U. S. v. 27 Cases and 1 Case of Dried Mushrooms. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18480. Sample No. 30040-H.)**

**LIBEL FILED:** November 29, 1945, Northern District of California.

**ALLEGED SHIPMENT:** On or about July 25, 1945, by the J. Ossola Co., from New York, N. Y.

**PRODUCT:** 28 25-pound cases of dried mushrooms at San Francisco, Calif.

**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 mites.

**DISPOSITION:** January 31, 1946. Wesley K. Oyama, San Francisco, Calif., 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 brought into compliance with the law, under the supervision of the Food and Drug Administration. The unfit portion was segregated and denatured.

**9550. Adulteration of dried mushrooms. U. S. v. 12 Cases of Dried Mushrooms. Default decree of condemnation and destruction. (F. D. C. No. 19157. Sample No. 16079-H.)**

**LIBEL FILED:** February 20, 1946, Eastern District of Michigan.

**ALLEGED SHIPMENT:** On or about December 10, 1945, and January 12, 1946, by the Royal Spice Distributors, from Cicero, Ill.

**PRODUCT:** 12 cases, each containing 12 cards of 12 bags each, of dried mushrooms at Detroit, Mich. Examination showed that the product contained maggots.

**LABEL, IN PART:** Royal Brand Universal Selected Mushrooms Dehydrated."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3).

**DISPOSITION:** April 15, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**9551. Adulteration of dried mushrooms. U. S. v. 4 Cases of Dried Mushrooms. Default decree of condemnation and destruction. (F. D. C. No. 18479. Sample No. 26269-H.)**

**LIBEL FILED:** November 29, 1945, District of Colorado.

**ALLEGED SHIPMENT:** On or about September 29, 1945, by the Modern Food Products Co., from San Francisco, Calif.

**PRODUCT:** 4 25-pound cases of dried mushrooms at Denver, Colo.

**LABEL, IN PART:** "Rey Valparaiso Producto De Chili."

**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 worms, mites, and insect parts.

**DISPOSITION:** January 23, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

Nos. 9552 to 9570 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 fell 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.

**9552. Misbranding of canned peas. U. S. v. 1,847 Cases and 547 Cases of Canned Peas. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 18258, 18381. Sample Nos. 3135-H, 3139-H, 43232-H.)**

**LIBELS FILED:** November 8 and 13, 1945, Eastern District of Virginia and the District of Columbia.

**ALLEGED SHIPMENT:** On or about September 20 and 26, 1945, by the Lord Mott Co., Inc., from Baltimore, Md.

**PRODUCT:** 1,847 cases, each containing 24 20-ounce cans, and 567 cases, each containing 6 6-pound, 9-ounce cans, of peas at Richmond, Va., and Washington, D. C.

**LABEL, IN PART:** "Old Reliable Early June Peas."

**NATURE OF CHARGE:** Misbranding, Section 403 (h) (1), the product was sub-standard in quality.

**DISPOSITION:** November 29 and December 3, 1945. Claims having been entered for the product, and the claimant having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond for relabeling in compliance with the law, under the supervision of the Food and Drug Administration.

**9553. Misbranding of canned peas. U. S. v. 406 Cases and 1,748 Cases of Canned Peas. Consent decrees of condemnation. Product ordered released under bond.** (F. D. C. Nos. 18530, 19009. Sample Nos. 14236-H, 14238-H, 14332-H.)

**LIBELS FILED:** December 4, 1945, and February 1, 1946, Southern District of Indiana.

**ALLEGED SHIPMENT:** On or about July 21 and August 18, 1945, by the Richland Canning Corp., from Friesland, Wis.

**PRODUCT:** 406 cases and 1,748 cases, each case containing 24 1-pound, 4-ounce cans, of peas at Vincennes and Evansville, Ind., respectively.

**LABEL, IN PART:** "Fort Sackville Brand Early June Peas," or "Brookdale Early Peas."

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

**DISPOSITION:** January 4 and March 4, 1946. The Richland Canning Corporation, claimant, having admitted the facts set forth in the libels, judgments of condemnation were entered and the product was ordered released under bond for relabeling under the supervision of the Food and Drug Administration.

**9554. Misbranding of canned peas. U. S. v. 1,774 Cases of Canned Peas. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 18981. Sample No. 18093-H.)

**LIBEL FILED:** January 23, 1946, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about August 25, 1945, by the Riverview Canning Corporation, from Fall River, Wis.

**PRODUCT:** 1,774 cases, each containing 24 1-pound, 4-ounce cans, of peas at Chicago, Ill.

**LABEL, IN PART:** The cans were unlabeled when shipped. They were being labeled: "Way Ahead Wisconsin Early Peas \* \* \* Packed by Riverview Canning Corp., Fall River, Wis." The cases were stenciled "Std. 3 Alaska."

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

**DISPOSITION:** March 1, 1946. The Riverview Canning Corporation, claimant, having admitted the facts in the libel, 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.

**9555. Misbranding of canned peas. U. S. v. 1,732 Cases of Canned Peas (and 4 other seizure actions against canned peas). Consent decrees of condemnation. Product ordered released under bond to be relabeled.** (F. D. C. Nos. 17539, 18189, 18206, 18466, 18639. Sample Nos. 3660-H, 14476-H, 21530-H, 43231-H, 52421-H, 52511-H.)

**LIBELS FILED:** Between October 22, 1945, and February 26, 1946, Northern and Southern Districts of Ohio, District of Maryland, Eastern District of Virginia, and District of Nebraska.

**ALLEGED SHIPMENT:** Between the approximate dates of July 31 and August 25, 1945, by the Stoughton Canning Co., Stoughton, Wis.

**PRODUCT:** Canned peas. 1,732 cases at Toledo, Ohio, 898 cases at Ironton, Ohio, 900 cases at Baltimore, Md., 547 cases at Richmond, Va., and 1,128 cases at Lincoln, Nebr. Each case contained 24 cans of peas.