NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the label of the article failed to bear an accurate statement of the quantity of the contents.

DISPOSITION: August 28, 1946. The Valley Packing Co. having appeared as claimant, 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.

11433. Adulteration of canned bean sprouts. U. S. v. 28 Cases * * *. (F. D. C. No. 21159. Sample No. 61989–H.)

LIBEL FILED: On or about November 22, 1946, District of Oregon.

ALLEGED SHIPMENT: On or about April 18, 1946, by the Bean Sprout Growers Assoc., from Iron River, Wis.

PRODUCT: 28 cases, each containing 24 1-pound, 3-ounce cans, of bean sprouts at Klamath Falls, Oregon. Examination disclosed that the product was undergoing progressive decomposition.

LABEL, IN PART: "Chun King Select Bean Sprouts."

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

DISPOSITION: On or about January 2, 1947, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11434. Adulteration of canned okra. U. S. v. 20 Cases * * * (and 4 other seizure actions). (F. D. C. Nos. 20734, 21237, 21248, 21308, 21314. Sample Nos. 1483–H, 1881–H, 1949–H, 54708–H, 54710–H.)

LIBELS FILED: Between the approximate dates of August 16 and October 29, 1946, Northern and Middle Districts of Georgia and Eastern District of South Carolina.

ALLEGED SHIPMENT: Between the approximate dates of June 24 and August 22, 1946, by the Alabama Products Canning Co., Inc., from Roanoke, Ala.

PRODUCT: Canned okra. 68 cases at Atlanta, 134 cases at La Grange, and 40 cases at Columbus, Ga.; and 49 cases at Florence, S. C. Each case contained 24 1-pound, 3-ounce cans, or 6 6-pound, 3-ounce cans.

LABEL, IN PART: "Morris Brand Cut Okra [or "Okra Whole Pods"]."

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

DISPOSITION: Between the dates of September 30, 1946, and January 13, 1947. No claimant having appeared for any of the lots, judgments of condemnation were entered and the product was ordered destroyed.

11435. Misbranding of canned peas. U. S. v. 685 Cases * * *. (F. D. C. No. 20731. Sample No. 180–H.)

LIBEL FILED: August 16, 1946, Southern District of Florida.

ALLEGED SHIPMENT: On or about June 20, 1946, by the H. J. McGrath Co., from Baltimore, Md.

PRODUCT: 685 cases, each containing 6 6-pound, 9-ounce cans, of peas at Tampa, Fla.

LABEL, IN PART: (Portion) "Realm Sifted Early Peas"; (remainder) "Realm Sugar Peas."

NATURE OF CHARGE: Misbranding, Section 403 (g) (2), ("Realm Sugar Peas") the article purported to be and was represented as canned peas, a food for which a definition and standard of identity has been prescribed by the regulations, and the label failed to bear the name of the food specified in the definition and standard for smooth skin variety of canned peas, i.e., "Early," "Early June," or "June."

DISPOSITION: September 12, 1946. The H. J. McGrath Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be relabeled under the supervision of the Food and Drug Administration.

11436. Misbranding of canned peas. U. S. v. 320 Cases * * *. (F. D. C. No. 21086. Sample No. 42925–H.)

LIBEL FILED: September 26, 1946, District of Maryland.