

been removed and cut in pieces, whereas the product consisted of tough, fibrous, and inedible parts of the asparagus plant.

DISPOSITION: January 8, February 5, and March 20, 1947. Default decrees of condemnation. The Detroit lot was ordered delivered to a Federal institution, for use as hog feed, and the remaining lots were ordered destroyed.

**13306. Adulteration of canned beans. U. S. v. Stokely-Van Camp, Inc. Plea of guilty. Fine, \$500.** (F. D. C. No. 23610. Sample Nos. 73680-H, 73682-H.)

INFORMATION FILED: December 12, 1947, District of Massachusetts, against Stokely-Van Camp, Inc., New Bedford, Mass.

ALLEGED SHIPMENT: On or about March 18, 1947, from the Commonwealth of Massachusetts into the State of Ohio.

LABEL, IN PART: "Van Camp's New England Style California Pea Beans With Pork \* \* \* Distributed By Stokely-Van Camp, Inc. New Bedford, Mass."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of the presence of rancid pork.

DISPOSITION: May 4, 1948. A plea of guilty having been entered on behalf of the corporation, the court imposed a fine of \$500.

**13307. Adulteration of fava beans. U. S. v. 76 Bags \* \* \*. (F. D. C. No. 24940. Sample No. 9564-K.)**

LIBEL FILED: July 6, 1948, Southern District of New York.

ALLEGED SHIPMENT: On or about May 22, 1948, from Sheboygan, Wis.

PRODUCT: 76 100-pound bags of fava beans at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was adulterated while held for sale after shipment in interstate commerce, in that it consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: July 29, 1948. Default decree of condemnation and destruction.

**13308. Misbranding of green beans. U. S. v. 30 Cases \* \* \*. (F. D. C. No. 23683. Sample No. 54435-H.)**

LIBEL FILED: On or about September 15, 1947, Northern District of Georgia.

ALLEGED SHIPMENT: On or about October 14, 1946, by the Ozark Packing Co., from Ozark, Ark.

PRODUCT: 30 cases, each containing 24 cans, of cut green beans at Canton, Ga. Examination showed that some of the cans contained sweet potatoes.

LABEL, IN PART: "Ozark Brand Cut Green Beans Contents 1 Lb. 12 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label designation "Cut Green Beans" was false and misleading as applied to sweet potatoes.

DISPOSITION: January 19, 1948. No claimant having appeared, a decree of condemnation and forfeiture was entered. The United States marshal was directed to bring the products into compliance with the law by separating the cans containing sweet potatoes and relabeling them properly.

**13309. Adulteration of frozen broccoli. U. S. v. Washington Frosted Foods, Inc., William S. Cahill, and Ernest R. Walter. Pleas of guilty. Corporation fined \$250 and costs. Imposition of sentence was suspended as to the individual defendants and they were placed on probation for 6 months.** (F. D. C. No. 23616. Sample No. 3980-H.)

INFORMATION FILED: April 5, 1948, Western District of Washington, against Washington Frosted Foods, Inc., Kent, Wash., William S. Cahill, president, and Ernest R. Walter, vice president.

ALLEGED SHIPMENT: On or about December 3, 1946, from the State of Washington into the State of New Jersey.

LABEL, IN PART: "Penguin Brand Frozen Fresh Green Broccoli."

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

DISPOSITION: June 15, 1948. Pleas of guilty having been entered, the corporation was fined \$250 and costs. Imposition of sentence was suspended as to the individual defendants and they were placed on probation for 6 months.