

DISPOSITION: June 22, 1946. The Delaware Mushroom Cooperative Assoc., claimant, having admitted the facts of the libels, judgments of forfeiture were entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was destroyed.

13655. Misbranding of canned mushrooms in gravy. U. S. v. 20 Cases * * *.
(F. D. C. No. 20340. Sample No. 58679-H.)

LABEL FILED: June 27, 1946, Territory of Hawaii.

ALLEGED SHIPMENT: On or about May 23, 1946, by the West Mushroom Co., from Salem, Oreg.

PRODUCT: 20 cases, each containing 48 10-ounce cans, of mushrooms in gravy at Honolulu, T. H.

LABEL, IN PART: "Shady Oak Mushrooms in Gravy."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement "Shady Oak Mushrooms in Gravy" was false and misleading as applied to the article, which contained only approximately 8.5 percent of sliced mushrooms.

DISPOSITION: April 4, 1947. James E. Hogan, trading as Evans Wholesale, Honolulu, T. H., having consented to the entry of a decree, judgment of condemnation and forfeiture was entered. On August 19, 1948, it was ordered that the product be delivered for consumption by the inmates of a charitable or public institution.

13656. Adulteration of mustard greens. U. S. v. 218 Cases * * *. (F. D. C. No. 21755. Sample No. 72562-H.)

LABEL FILED: On or about November 26, 1946, Northern District of Texas.

ALLEGED SHIPMENT: On or about July 20, 1946, by the Hinton Food Products Co., from Rogers, Ark.

PRODUCT: 218 cases, each containing 24 1-pound, 2-ounce cans, of mustard greens at Amarillo, Tex.

LABEL, IN PART: "Staff-O-Life Mustard Greens."

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

DISPOSITION: September 16, 1948. The Hinton Food Products Co., claimant, having filed an answer denying that the product was adulterated and subsequently having indicated that it did not desire to further contest the matter, judgment of condemnation was entered and the product was ordered destroyed.

13657. Adulteration of black-eyed peas. U. S. v. 1,448 Cases * * *. (F. D. C. No. 22373. Sample No. 50444-H.)

LABEL FILED: January 8, 1947, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about November 22, 1946, by the Delta Canning Co., from Raymondville, Tex.

PRODUCT: 1,448 cases, each containing 24 1-pound, 3-ounce cans, of black-eyed peas at New Orleans, La.

LABEL, IN PART: "Delco Brand Fresh Shelled Black-Eyed Peas with Snaps."

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

DISPOSITION: March 11, 1947. Default decree of condemnation and destruction.

13658. Misbranding of canned peas. U. S. v. 1,417 Cases * * *. (F. D. C. No. 24020. Sample No. 4288-K.)

LABEL FILED: December 19, 1947, District of Vermont.

ALLEGED SHIPMENT: On or about October 12, 1946, by Model City Canning Co., Inc., from Model City, N. Y.

PRODUCT: 1,417 cases, each containing 24 1-pound, 4-ounce cans, of peas at Burlington, Vt.

LABEL, IN PART: "Model City Blue Brand Sweet Garden Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product was below standard in quality because of high alcohol-insoluble solids.

DISPOSITION: July 6, 1948. B. J. Fayette, trading as the Vermont Fruit & Grocery Co., Burlington, Vt., claimant, having consented to the entry of a decree, 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.

13659. Misbranding of canned peas. U. S. v. 33 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 22225, 22231. Sample Nos. 90727-H, 90728-H.)

LIBELS FILED: January 28 and 29, 1947, District of Columbia and District of Maryland.

ALLEGED SHIPMENT: On or about October 30 and 31, 1946, by the Mineral Point Co-Operative Packers, Inc., from Mineral Point, Wis.

PRODUCT: Canned peas. 33 cases at Washington, D. C., and 49 cases at Mount Rainier, Md. Each case contained 24 1-pound, 4-ounce, cans of the product

LABEL, IN PART: "Good Meal Brand Wisconsin Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below standard in quality because of high alcohol-insoluble solids.

DISPOSITION: March 3, 1947. Default decrees of condemnation. The product was ordered delivered to charitable institutions.

13660. Adulteration of frozen spinach. U. S. v. 1,992 Cases * * *. (F. D. C. No. 24645. Sample No. 26053-K.)

LIBEL FILED: May 20, 1948, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about December 30, 1947, by the Terminal Refrigerating Co., Los Angeles, Calif.

PRODUCT: 1,992 cases, each containing 24 14-ounce packages, of frozen spinach at St. Louis, Mo.

LABEL, IN PART: "Hemet Spinach * * * Packed by Hemet Packing Co. Hemet, Calif."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its unpleasant taste and odor, which rendered it unpalatable.

DISPOSITION: September 23, 1948. Default decree of condemnation and destruction.

13661. Adulteration of canned spinach. U. S. v. 273 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 22328, 22387, 22445. Sample Nos. 38412-H, 67817-H, 67819-H.)

LIBELS FILED: December 27, 1946, and January 14 and 28, 1947, Eastern District of Oklahoma, Eastern District of Michigan, and Western District of Oklahoma.

ALLEGED SHIPMENT: March 20 and May 31, 1946, by Whiteside Cannery, Van Buren, Ark.

PRODUCT: Canned Spinach. 273 cases at Ardmore, Okla., 367 cases at Norman, Okla., and 49 cases at Ann Arbor, Mich. Each case contained 24 1-pound, 2-ounce cans.

LABEL, IN PART: "Nu Crest Brand Spinach * * * Packed for Record Supply Corporation, Chicago, Illinois" or "Staff-O-Life Brand * * * Distributed by Cannery Exchange Inc., Springfield, Mo."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (Examination showed that the product was decomposed.)

DISPOSITION: February 13 and March 13 and 18, 1947. Default decrees of condemnation. The Ann Arbor lot was ordered delivered to a Federal institution, for use as fertilizer, and the remaining lots were ordered destroyed.

13662. Misbranding of canned spinach. U. S. v. 433 Cases * * *. (F. D. C. No. 21779. Sample No. 72571-H.)

LIBEL FILED: December 17, 1946, Northern District of Texas.

ALLEGED SHIPMENT: On or about July 5, 1946, by the Hinton Food Products Co., from Rogers, Ark.