

LABEL, IN PART: (Bottle) "Green Circle Prune Juice."

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 insect fragments and insect excreta.

DISPOSITION: February 16, 1953. Default decree of condemnation and destruction.

VEGETABLES

19881. Adulteration and misbranding of canned field peas with cut snaps. U. S. v. 424 Cases * * *. (F. D. C. No. 33861. Sample No. 2156-L.)

LABEL FILED: September 17, 1952, Western District of North Carolina.

ALLEGED SHIPMENT: On or about July 21, 1952, by the Ploeger-Abbott Co., from Waynesboro, Ga.

PRODUCT: 424 cases, each containing 24 cans, of field peas with cut snaps at Charlotte, N. C. Examination of the product showed that the average drained weight of the cans was 10.04 ounces; that the average net weight was 17.15 ounces; and that the product contained an excessive amount of brine. The cans were not No. 2 as labeled, but were actually 303 x 406 size cans.

LABEL, IN PART: (Can) "Ken-Dawn Field Peas with Cut Snaps Net Weight 1 Lb. Oz." or (some cans) "Net Weight 1 Lb. 3 Oz. * * * This is a No. 2 can."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), brine had been substituted in part for field peas with cut snaps.

Misbranding, Section 403 (a), the label statement "This is a No. 2 can" was false and misleading as applied to a 303 by 406 size can; and, Section 403 (e) (2), some cans of the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Net Weight 1 Lb. 3 Oz." was inaccurate.

DISPOSITION: November 6, 1952. The Ploeger-Abbott Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond, conditioned that it be relabeled under the supervision of the Food and Drug Administration.

19882. Misbranding of canned peas. U. S. v. 100 Cartons * * *. (F. D. C. No. 33533. Sample No. 4329-L.)

LABEL FILED: August 25, 1952, District of Puerto Rico.

ALLEGED SHIPMENT: On or about July 30, 1952, by J. Langrall & Bro., Inc., from Baltimore, Md.

PRODUCT: 100 cartons, each containing 24 1-pound, 4-ounce cans, of peas at San Juan, P. R.

LABEL, IN PART: "Ridge Farm Brand * * * Dried June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product fell below the standard of quality for canned peas because the skins of more than 24 percent of the peas in the container were ruptured to a width of $\frac{1}{8}$ inch or more and the alcohol-insoluble solids of the peas were more than 23.5 percent, and the label failed to bear a statement that the product fell below such standard.

DISPOSITION: November 6, 1952. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

19883. Misbranding of frozen green peas. U. S. v. 699 Cases * * *. (F. D. C. No. 33866. Sample Nos. 8729-L, 8730-L.)

LIBEL FILED: September 16, 1952, Northern District of New York.

ALLEGED SHIPMENT: On or about July 29, 1952, by the Hershey Packing Co., from Snohomish, Wash.

PRODUCT: 2,206 cases, each containing 24 packages of frozen green peas at Albany, N. Y.

LABEL, IN PART: (Package) "River Valley Frozen Fresh Fancy Green Peas Net Wt. 12 Ozs."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (Examination showed that the product was short of the declared weight.)

DISPOSITION: October 25, 1952. Albany Frosted Foods, Inc., Albany, N. Y. claimant for 156 cases of the product actually seized, and the Hershey Packing Co., claimant for the balance of the product actually seized, namely, 1,507 cases, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Federal Security Agency.

19884. Adulteration of dehydrated potatoes. U. S. v. 60 Bags * * *. (F. D. C. No. 33588. Sample No. 41782-L.)

LIBEL FILED: On or about September 22, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about June 30, 1952, from Atlanta, Ga.

PRODUCT: 60 50-pound bags of dehydrated potatoes at Vineland, N. J.

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 insects. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 23, 1952. Default decree of condemnation and destruction.

19885. Adulteration of canned okra and tomatoes. U. S. v. 18 Cases * * *. (F. D. C. No. 33876. Sample No. 59017-L.)

LIBEL FILED: September 24, 1952, Western District of South Carolina.

ALLEGED SHIPMENT: On or about June 9, 1950, from Franklinton, La.

PRODUCT: 18 cases, each containing 6 1-pound, 3-ounce cans, of okra and tomatoes at Spartanburg, S. C.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 22, 1952. Default decree of condemnation and destruction.