

25805. Dried Great Northern beans, dried split peas, and dried lima beans. (F.D.C. No. 43176. S. Nos., 50-149 P, 50-605 P, 50-607 P.)

QUANTITY: 5 100-lb. bags of dried split peas, 56 100-lb. bags of dried Great Northern beans, and 7 100-lb. bags of dried lima beans, at Paducah, Ky., in possession of M. Livingston & Co.

SHIPPED: 6-17-57 and 2-23-59, from Morrill, Nebr.

LIBELED: 6-13-59, W. Dist. Ky.

CHARGE: 402(a)(3)—all the articles contained rodent urine and the Great Northern beans also contained rodent excreta and rodent hairs; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 9-11-59. Consent—claimed by M. Livingston & Co. and converted into animal feed.

25806. Dried mung beans. (F.D.C. No. 42684. S. No. 48-313 P.)

QUANTITY: 48 100-lb. bags at San Francisco, Calif.

SHIPPED: 5-9-58, from Lima, Peru.

LIBELED: 2-9-59, N. Dist. Calif.

CHARGE: 402(a)(3)—contained insects and insect fragments while held for sale.

DISPOSITION: 4-2-59. Default—destruction.

25807. Dried black-eyed peas. (F.D.C. No. 42800. S. Nos. 38-646/53 P.)

QUANTITY: 34 bales containing 6 4-lb. bags, 89 bales containing 12 2-lb. bags, 91 bales containing 24 1-lb. bags, 10 100-lb. bags, and 21 25-lb. bags, at El Dorado, Ark.

SHIPPED: Between 10-20-58 and 12-10-58, from Dallas, Tex.

LIBELED: 1-23-59, W. Dist. Ark.

CHARGE: 402(a)(3)—while held for sale, contained insects, insect excreta, and insect-damaged peas.

DISPOSITION: 6-1-59. Default—destruction.

25808. Dried black-eyed peas, dried yellow split peas, dried lentils, and dried whole green peas. (F.D.C. No. 42862. S. Nos. 44-428/31 P.)

QUANTITY: 105 100-lb. bags, and 312 bales, 12 2-lb. bags each, of dried black-eyed peas; 50 100-lb. bags of dried yellow split peas; 35 100-lb. bags of dried lentils; and 7 100-lb. bags of dried whole green peas, at Atlanta, Ga., in possession of Biltmore Food Products Co., Inc.

SHIPPED: 1-14-57 and 11-22-57, from San Francisco, Calif., and Palouse, Wash.

LIBELED: On or about 3-5-59, N. Dist. Ga.

CHARGE: 402(a)(3)—contained (black-eyed peas) insect-damaged peas; (yellow split peas) insects and rodent excreta; (lentils) insects, rodent excreta and rodent urine; and (green peas) rodent urine; and 402(a)(4)—all lots held under insanitary conditions.

DISPOSITION: 4-10-59. Default—destruction.

25809. Dried black-eyed peas. (F.D.C. No. 42353. S. No. 36-720 P.)

QUANTITY: 377 100-lb. bags at Memphis, Tenn., in possession of Shelby Warehouse, Inc.

SHIPPED: 8-15-58, from Mobile, Ala.

LIBELED: 11-7-58, W. Dist. Tenn.

CHARGE: 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 9-4-59. Default—delivered to a public institution for use as animal feed.

25810. Frozen mixed vegetables. (F.D.C. No. 43023. S. No. 52-614 P.)

QUANTITY: 218 cases, 24 pkgs. each, at Minneapolis, Minn.

SHIPPED: 4-21-59, from Arlington, Wash., by Twin City Foods, Inc.

LABEL IN PART: (Pkg.) "Mity Fresh Quick Frozen Mixed Vegetables * * * Net Weight 10 Ounces * * * Distributed by Watsonville Canning & Frozen Food Co., Watsonville, California."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 5-21-59, Dist. Minn.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents since the label statement "10 Ounces" was inaccurate.

DISPOSITION: 7-10-59. Default—delivered to charitable institutions.

25811. Dried mushrooms. (F.D.C. No. 41965. S. Nos. 41-464/7 P.)

QUANTITY: 23 25-lb. cases and 22 5-lb. cases at Seattle, Wash.

SHIPPED: The 23 case lot described above was shipped from San Francisco, Calif., by A. Arenson Co. on 2-18-57 and 3-5-58; a number of 55-lb. cases were shipped on 10-5-56, from New York, N.Y., by Schoenfeld & Sons, and on 3-19-58, from Chicago, Ill., by Sokol & Co. The 22 case lot described above was repacked by the consignee from the 55-lb. cases.

LABEL IN PART: (Case) "Mushrooms dried & sliced * * * Packed by Cia. Commercial Schovelin, Ltd. Concepcion, Chile, South America," and "Roumanian [or "Italian" or "European"] dried mushrooms."

LIBELED: 8-4-58, W. Dist. Wash.

CHARGE: 402(a)(3)—contained insects, insect-damaged mushrooms, and moldy mushrooms when shipped.

DISPOSITION: 9-3-59. Default—destruction.

25812. Roasted peppers. (F.D.C. No. 42895. S. No. 57-714 P.)

QUANTITY: 77 cases, 24 jars each, at New York, N.Y.

SHIPPED: 11-21-58, from Watertown, Mass., by Naples Food Products.

LABEL IN PART: (Jar) "NAPLES Sweet ROASTED PEPPERS Contents: Peppers, Salt Added. Net Wt. 7¼ ozs."

LIBELED: 4-6-59, S. Dist. N.Y.

CHARGE: 403(e)—when shipped, the article failed to bear a label containing (1) the name and place of business of the manufacturer, packer, or distributor, and (2) an accurate statement of the quantity of contents.

DISPOSITION: 5-8-59. Consent—claimed by G. Capaldi & Son, Inc., Watertown, Mass., and relabeled.

25813. Pickled beans and pickled corn. (F.D.C. No. 43268. S. Nos. 5-061/2 P, 5-067/8 P.)

QUANTITY: 7 cases, 7 pint jars each, 108 pint jars, and 66 quart jars of beans; and 5 cases, 12 pint jars each, 78 pint jars, and 72 quart jars of corn, at Ashland, Ky.