14461. Misbranding of canned mushrooms. U. S. v. 15 Cases * * *. (F. D. C. No. 26469. Sample No. 40583–K.)

LIBEL FILED: January 18, 1949, Southern District of California.

ALLEGED SHIPMENT: On or about December 31, 1948, by the West Foods, from Salem, Oreg.

PRODUCT: 15 cases, each containing 24 4-ounce cans, of mushrooms at Los Angeles, Calif.

LABEL, IN PART: "Shady Oak Stems and Pieces Mushrooms Net drained weight 4 oz. avoir."

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. (The cans contained less than the declared weight.)

DISPOSITION: March 18, 1949. Default decree of condemnation. The product was ordered delivered to charitable institutions.

14462. Adulteration of canned mustard greens. U. S. v. 185 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 24983, 26545. Sample Nos. 23918–K, 26966–K.)

LIBELS FILED: June 29, 1948, and February 16, 1949, Eastern District of Missouri and Northern District of Alabama.

ALLEGED SHIPMENT: On or about May 15, November 13, and December 3, 1948, and January 12, 1949, by the Pharr Canning Co., Inc., from Van Buren, Ark.

PRODUCT: Mustard greens. 185 cases, each containing 6 unlabeled No. 10 cans, and 450 cases, each containing 6 10-ounce cans, at St. Louis, Mo., and Birmingham, Ala.

LABEL, IN PART: (Portion) "Pharr's Finest Mustard Greens."

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 aphids, larvae, and other insects, and a portion of the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed mustard greens.

DISPOSITION: August 4, 1948, and March 16, 1949. Default decrees of condemnation and destruction.

14463. Misbranding of canned peas. U. S. v. 170 Cases * * *. (F. D. C. No. 24009. Sample Nos. 26856–K, 26869–K.)

LIBEL FILED: December 8, 1947, Western District of Tennessee.

ALLEGED SHIPMENT: On or about July 18 and September 9, 1947, by the Mississippi Valley Canning Co., from Osceola, Ark.

PRODUCT: 170 cases, each containing 6 6-pound, 9-ounce cans, of peas at Memphis, Tenn.

LABEL, IN PART: "Delta Club Early June Variety Sifted Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product was below standard since the alcohol-insoluble solids of the peas were more than the maximum provided by law.

DISPOSITION: February 17, 1949. The Mississippi Valley Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for the segregation