but its quality fell below such standard and its label did not bear in such manner and form as the regulations specify, a statement that it fell below such standard. The article was labeled in part: "Mispillion Brand * * * Early June Peas."

On June 27, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a local charitable institution.

1989. Misbranding of canned peas. U. S. v. 121 Cases of Canned Peas. Default decree of condemnation. Product ordered delivered to a charitable organization. (F. D. C. No. 3880. Sample No. 46478-E.)

On February 26, 1941, the United States attorney for the District of New Jersey filed a libel against 121 cases, each containing 24 No. 2 cans, of peas at Passaic, N. J., alleging that the article had been shipped on or about January 30, 1941, by Thos. Roberts & Co., Philadelphia, Pa., from Ridgely, Md.; and charging that it was misbranded in that it purported to be a food for which a standard of quality had been prescribed as provided by law, but its quality fell below such standard and its label did not bear in such manner and form as the regulations specify, a statement that it fell below such standard. The article was labeled in part: "Caroline Brand Early June Peas * * * Saulsbury Bros., Inc., Distributors Ridgely, Caroline Co., Md."

On August 15, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable organization.

The products described in Nos. **1990 to 1993**, inclusive, contained more than 25 percent of ruptured peas in addition to exceeding the tolerance for excessively mealy peas.

1990. Misbranding of canned peas. U. S. v. 15 Cases of Canned Peas. Default decree of condemnation and destruction. (F. D. C. No. 4740. Sample No. 50700-E.)

This product not only was substandard in quality because it exceeded the tolerances for excessively mealy and ruptured peas, but the label failed to declare the optional ingredient present, i. e., whether the product was dried peas of the smooth-skinned or Early June variety or whether it was dried peas of the wrinkled sweet or sugar type.

On May 13, 1941, the United States attorney for the Northern District of West Virginia filed a libel against 15 cases, each containing 6 No. 10 cans of peas at Elkins, W. Va., alleging that the article had been shipped on or about March 11, 1941, from Baltimore, Md., by D. E. Foote & Co., Inc.; and charging that it was misbranded. It was labeled in part: "La Panza Brand * * * Dry Peas Contents 6 Lbs. 6 Oz."

The article was alleged to be misbranded (1) in that it purported to be canned peas, a food for which a definition and standard of identity had been prescribed by regulations as provided by law, but its label did not bear the name of the optional pea ingredient; and (2) in that it purported to be a food for which a standard of quality had been prescribed by regulations as provided by law, but its quality fell below such standard.

On June 9, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1991. Misbranding of canned peas. U. S. v. 36 Cases of Canned Peas. Decree of condemnation. Product ordered delivered to local charitable institution. (F. D. C. No. 3745. Sample No. 50487-E.)

On January 31, 1941, the United States attorney for the Western District of Virginia filed a libel against 36 cases, each containing 24 No. 2 cans, of peas at Lynchburg, Va., alleging that the article had been shipped in interstate commerce on or about July 27, 1940, by Gibbs & Co. from Baltimore, Md.; and charging that it was misbranded in that it purported to be a food for which a standard of quality had been prescribed by regulations as provided by law, but its quality fell below such standard and its label did not bear in such manner and form as the regulations specify, a statement that it fell below such standard. The article was labeled in part: "Gibbs Early June Peas."

On April 22, 1941, the consignee having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered delivered to a local charitable institution for use but not for sale.

1992. Misbranding of canned peas. U. S. v. 37 Cases of Canned Peas. Default decree of condemnation. Product ordered delivered to a local charitable institution. (F. D. C. No. 4251. Sample No. 40550-E.)

On April 5, 1941, the United States attorney for the Eastern District of Pennsylvania filed a libel against 37 cases, each containing 24 No. 2 cans, of peas at