against 70 cases each containing 6 No. 10 cans of carrot chunks at Seattle, Wash., and 116 cases each containing 6 No. 10 cans of carrot chunks at San Francisco, Calif., alleging that the article had been shipped on or about October 7, 1940, and February 7 and 14, 1941, by Jory Packing Co. from Salem, Oreg.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance. The article was labeled in part: "Jory Carrot Chunks."

On June 23 and August 7, 1941, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

2235. Misbranding of canned corn. U. S. v. 673 Cases of Canned Corn. Consent decree of condemnation. Product ordered released under bond to be relabeled. (F. D. C. No. 4358. Sample No. 46574–E.)

On April 18, 1941, the United States attorney for the Southern District of New York filed a libel against 673 cases, each containing 24 No. 2 cans, of corn at New York, N. Y., alleging that the article had been shipped on or about April 1, 1941, by Fernald, Keene & True Co., West Poland, Maine, from Oxford, Maine; and charging that it was misbranded in that the term "Fancy" was false and misleading as applied to overmature corn. The article was labeled in part: (Cans) "Premier Fancy Cream Style White Corn."

On August 19, 1941, Francis H. Leggett & Co., New York, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be relabeled under the supervision of the Food and Drug Administration.

2236. Misbranding of canned mushrooms. U. S. v. 139 Cases and 54 Cases of Canned Mushrooms. Consent decree of condemnation. Product ordered released under bond to be relabeled. (F. D. C. No. 4729. Sample No. 31289–E.)

The label of this product bore a picture of large mushroom slices, which was misleading since a large proportion of the product consisted of small mushroom pieces of irregular shape and of stems.

On or about May 14, 1941, the United States attorney for the Northern District of Illinois filed a libel against 193 cases, each containing 100 cans, of mushrooms at Chicago, Ill., alleging that the article had been shipped on or about March 19, 1941, by K. B. Products Corporation from Coxsackie, N. Y.; and charging that it was misbranded in that its label was false and misleading because the vignette thereon implied that the article was sliced mushrooms. The article was labeled in part: (Cans) "Drained Mushrooms 8 Ounces Avoir. Sincerity Brand Mushrooms Pieces and Stems."

On July 1, 1941, Banner Wholesale Grocers, Inc., Chicago, Ill., claimant, having admitted the allegations of the libel, 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.

2237. Misbranding of canned mushrooms. U. S. v. 41 Cases of Canned Mushrooms. Default decree of condemnation. Product ordered delivered to a local hospital. (F. D. C. No. 4317. Sample No. 5573–E.)

Examination showed that this product was not of Fancy quality, as labeled, because of the presence of blemished and tough pieces of mushrooms and mushroom pieces.

On April 11, 1941, the United States attorney for the Southern District of Ohio filed a libel against 41 cases, each containing 12 cans, of mushrooms at Cincinnati, Ohio, alleging that the article had been shipped on or about December 18, 1940, by Superior Canning Co. from Avondale, Pa.; and charging that it was misbranded in that the term "Fancy" was false and misleading as applied to blemished and tough pieces of mushrooms and mushroom stems. The article was labeled in part: (Cans) "Wagner's Brand Fancy Mushrooms Pieces and Stems Drained Weight 4 Ounces."

On July 19, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a local hospital.

2238. Adulteration of canned dry peas. U. S. v. 20 Cases of Canned Dry Peas. Default decree of condemnation and destruction. (F. D. C. No. 5006. Sample No. 55680–E.)

Examination showed that this product contained weevils.

On June 25, 1941, the United States attorney for the District of Oregon filed a libel against 20 cases, each containing 48 cans, of peas at Portland, Oreg., alleging that the article had been shipped on or about May 22, 1941, by the Nelson Packing Co. from San Francisco, Calif.; and charging that it was adulterated in that it