CHARGE: All the articles except chili powder and Vette chili powder: 402(b)(2)—when shipped, beet material had been substituted in part for paprika, red chili pepper, and red pepper, and 402(b)(4)—beet material had been added to the articles and mixed and packed with them so as to increase their bulk or weight and reduce their quantity or strength and make them appear better and of greater value than they were; and 403(a)—the label statements "Paprika," "Red Chili Pepper," and "Red Pepper," were false and misleading as applied to articles which contained beet material.

All the articles: 403(i)(2)—when shipped, the articles consisted in part of beet material and it was not declared as an ingredient.

DISPOSITION: On 6-23-65, Santa Maria Chili, Inc., filed claims to the articles involved in both seizure actions. On 9-13-65, upon stipulation by the parties, the action involving the articles seized at Kansas City, Kans., was transferred to the Western District of Missouri. On 12-28-65, upon stipulation by the parties, a consent decree of condemnation was filed; and the articles were thereafter delivered to public institutions for use in preparation of food.

30578. Fennel seed. (F.D.C. No. 52071. S. Nos. 103-556 B.)

QUANTITY: 18 100-lb. bags, at Los Angeles, Calif., in possession of Spice Products Co.

SHIPPED: In May 1965, from Torrance, Calif.

LIBELED: 1-28-66, S. Dist. Calif.

CHARGE: 402(a)(3)—contained insects, insect parts, insect webbing, and insect excreta; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 3-17-66. Default—destruction.

30579. Whole fennel seed. (F.D.C. No. 51451. S. Nos. 46-486/7 B.)

QUANTITY: 15 bags, each containing approximately 130 lbs., at Milwaukee, Wis.

SHIPPED: 1-6-65 and 5-3-65, from New York, N.Y., and Brooklyn, N.Y.

LIBELED: 7-13-65, E. Dist. Wis.

CHARGE: 402(a)(3)—contained rodent excreta pellets while held for sale.

DISPOSITION: 7-27-65. Default—destruction.

30580. Mustard. (F.D.C. No. 52015. S. No. 109-069 B.)

QUANTITY: 4,976 jars at Marshfield, Wis.

SHIPPED: 11-18-65, from Onamia, Minn., by Mille Lacs Maple Products Co.

LABEL IN PART: (Jar) "Figi's Inc. Sweet Sour Mustard * * * Net Wt. 3 oz. Figi's, Inc., Marshfield, Wis."

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

LIBELED: 12-13-66, W. Dist. Wis.

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

DISPOSITION: 1-21-66. Default—delivered to a charitable institution.

30581. Prepared mustard. (F.D.C. No. 51285. S. No. 43-598 B.)

QUANTITY: 188 cases, each containing 12 jars, at Boston (Readville), Mass.

SHIPPED: 2-19-65, from Brooklyn, N.Y., by Old Dutch Mustard Co., Inc.