PRODUCT: 127 cases, each containing 24 1-pint, 2-fluid-ounce cans, of vegetable juice cocktail at Norfolk, Va.

LABEL, IN PART: "Here's Health Brand Vegetable Juice Cocktail."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material.

DISPOSITION: July 1, 1946. Judgment of condemnation was entered by consent, and the product was ordered destroyed, with the exception of 2 cases which had been ordered withdrawn and used as samples.

11043. Adulteration and misbranding of canned mushrooms. U. S. v. 200 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 19494, 19896. Sample Nos. 8905–H, 56786–H, 56787–H.)

LIBELS FILED: April 5 and May 10, 1946, Southern District of New York and District of Massachusetts.

ALLEGED SHIPMENT: February 23 and 27, 1946, by J. B. Swayne and Sons, from Kennett Square, Pa.

PRODUCT: Canned mushrooms. 200 cases at New York, N. Y., and 128 cases at Boston, Mass. The drained weight of the product was less than declared on the label, and, in addition, the New York lot contained an excessive amount of brine.

LABEL, IN PART: "'An Gormet' Brand Whole Button Mushrooms Net Weight 1 Lb. * * * Meyer & Lange Distributors New York, N. Y.," "Blue Brand Mushroom Stems and Pieces Contents 8 Oz. Mushrooms," or "S. S. Pierce Co. Red Label Brand Mushrooms * * * Drained Weight 8 Oz."

LABEL, IN PART: "'Au Gormet' Brand Whole Button Mushrooms Net weight had been substituted in part for mushrooms.

All lots, misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: May 16 and June 3, 1946. The Howard Mercian Co. and J. B. Swayne and Sons, claimants for the respective lots, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond for relabeling, under the supervision of the Federal Security Agency.

11044. Adulteration of canned mushrooms. U. S. v. 23 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 19374, 19375. Sample Nos. 15647–H, 15648–H.)

LIBEL FILED: March 27, 1946, Northern District of Illinois.

ALLEGED SHIPMENT: On or about December 31, 1945, by the Delaware Mushroom Cooperative Assoc., from Hockessin, Del.

PRODUCT: 45 cases, each containing 24 4-ounce cans, of mushrooms at Chicago, Ill. Examination showed that the product was undergoing bacterial decomposition.

LABEL, IN PART: "First State Stems and Pieces Mushrooms."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: April 19, 1946. The Delaware Mushroom Cooperative Assoc., having admitted the facts in the libel, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction of the unfit portion and salvage of the fit portion, under the supervision of the Food and Drug Administration.

Nos. 11045 to 11050 report actions involving canned peas that purported to be a food for which a standard of quality has been prescribed by law, but the quality was charged to fall below the standard because of higher alcohol-insoluble solids than the maximum permitted by the standard, and the labels failed to bear, in the manner and form that the regulations specify, a statement that the product was below the standard.