12134. Adulteration of canned okra. U. S. v. 605 Cases * * *. (F. D. C. No. 22222. Sample Nos. 54678–H, 54695–H.)

LIBEL FILED: January 30, 1947, Southern District of Florida.

ALLEGED SHIPMENT: On or about August 17, 1946, by the Alabama Products Canning Co., Inc., from Roanoke, Ala.

PRODUCT: 605 cases, each containing 6 cans, of cut okra at Jacksonville, Fla.

LABEL, IN PART: "Morris Brand Cut Okra Contents 6 Pound 3 Oz. [or "6 Pound 2 Oz."]."

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

DISPOSITION: April 2, 1947. The Alabama Products Canning Company, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed and that the fit portion be salvaged, under the supervision of the Federal Security Agency.

12135. Adulteration of canned peas. U. S. v. 368 Cases * * *. (F. D. C. No. 22608. Sample Nos. 62635–H, 62640–H.)

LIBEL FILED: March 6, 1947, Northern District of California.

ALLEGED SHIPMENT: On or about September 19, 1946, by the Rocky Mountain Packing Corporation, from Manti, Utah.

PRODUCT: 368 cases, each containing 6 6-pound, 9-ounce cans, of peas at Sacramento, Calif.

LABEL, IN PART: "Naturipe Brand Sugar Peas."

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 weevily peas.

DISPOSITION: March 28, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

12136. Adulteration of canned peas. U. S. v. 94 Cases * * *. (F. D. C. No. 22576. Sample Nos. 40984–H, 40985–H.)

LIBEL FILED: February 25, 1947, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 16, 1947, by the Oconomowoc Canning Co., from Oconomowoc, Wis.

PRODUCT: 94 cases, each containing 24 1-pound, 4-ounce cans, of peas at St. Louis, Mo.

LABEL, IN PART: "Brimful Brand Jumbo Sweet Peas."

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

DISPOSITION: March 28, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

Nos. 12137 to 12146 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.

12137. Misbranding of canned peas. U. S. v. 583 Cases * * *. (F. D. C. Nos. 22205, 22206. Sample Nos. 54009–H, 54010–H.)

LIBELS FILED: January 24, 1947, Eastern District of Kentucky.

ALLEGED SHIPMENT: On or about June 27 and 29, 1946, by the Billman-Woodard Company, from Hope, Ind.

PRODUCT: 583 cases, each containing 24 1-pound, 4-ounce cans, of peas at Lexington, Ky.

LABEL, IN PART: (Can) "Clifty Valley Brand Garden Run Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the quality of the article was substandard.

DISPOSITION: February 5, 1947. Billman-Woodard Co. having appeared as claimants for both lots, judgments of condemnation were entered and the product was ordered released under bond, conditioned that it be relabeled under the supervision of the Food and Drug Administration.