

**ALLEGED SHIPMENT:** On or about October 9 and November 27, 1948, by Kolstad Canneries, Inc., from Silverton, Oreg.

**PRODUCT:** Canned green beans. 509 cases, each containing 24 1-pound, 3-ounce cans, and 1,354 cases, each containing 6 6-pound, 5-ounce cans, at Spokane, Wash.

**LABEL, IN PART:** (Can) "Valley Brand Blue Lake Variety Cut Green Beans" or "Silco Brand Blue Lake Ends and Cut Pieces Green Beans."

**NATURE OF CHARGE:** Misbranding, Section 403 (h) (1), the product fell below the standard of quality for canned cut green beans since there were present an excessive number of tough strings and its label did not bear the sub-standard legend.

**DISPOSITION:** April 18, 1949. Kolstad Canneries, Inc., claimant, having consented to the entry of a decree, 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.

**14786. Misbranding of canned green beans. U. S. v. 612 Cases \* \* \*. (F. D. C. No. 26422. Sample No. 46205-K.)**

**LIBEL FILED:** January 20, 1949, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about November 15, 1948, by Kolstad Canneries, Inc., from Silverton, Oreg.

**PRODUCT:** 612 cases, each containing 6 No. 10 cans, of green beans at St. Louis, Mo. The product was invoiced as "short cut green beans." No labeling agreement existed between the dealer and the shipper.

**NATURE OF CHARGE:** Misbranding, Sections 403 (e) (1) and (2), the product was in package form and it failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and an accurate statement of the quantity of the contents; Section 403 (g) (2), the product was canned green beans, a food for which a definition and standard of identity has been prescribed by regulations, and its label failed to bear the name of the food specified in the regulations; and, Section 403 (h) (1), the product fell below the standard of quality for canned green beans since it contained an excessive amount of fibrous material and tough strings, and its label failed to bear a statement that it fell below the standard.

**DISPOSITION:** February 25, 1949. Kolstad Canneries, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was relabeled.

**14787. Adulteration of dried lima beans. U. S. v. 114 Bags \* \* \*. (F. D. C. No. 26135. Sample No. 56082-K.)**

**LIBEL FILED:** December 20, 1948, Southern District of New York.

**ALLEGED SHIPMENT:** On or about January 21, 1948, from Sacramento, Calif.

**PRODUCT:** 114 100-pound bags of dried lima beans at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects. The product was adulterated while held for sale after shipment in interstate commerce.