

berry) to each 55 parts by weight of one of the saccharine ingredients specified in the definitions and standards.

Further misbranding, Section 403 (g) (1), the pineapple preserves failed to conform to the definition and standard of identity for such preserves since the soluble-solids content of the article was less than 68 percent, the minimum permitted by the definition and standard.

DISPOSITION: January 30, 1953. Default decree of condemnation. The court ordered that the products be delivered to charitable institutions.

20436. Misbranding of peach preserves and apricot preserves. U. S. v. 145 Cases, etc. (F. D. C. No. 34763. Sample Nos. 16540-L, 16541-L, 61232-L to 61234-L, incl.)

LIBEL FILED: March 24, 1953, District of Kansas.

ALLEGED SHIPMENT: On or about May 20 and June 12, 1952, by Colonial Mfg. Co., Inc., from Oklahoma City, Okla.

PRODUCT: 145 cases, each containing 24 jars, of peach preserves, and 234 cases, each containing 24 jars, of apricot preserves at Coffeyville, Kans.

LABEL, IN PART: (Jars) "Zestee Pure Peach [or "Apricot"] Preserves Net Wt. 12 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the articles failed to bear labels containing accurate statements of the quantity of the contents. (Examination showed that the articles were short weight.)

DISPOSITION: May 14, 1953. Default decree of condemnation. The court ordered that the products be delivered to a charitable institution.

VEGETABLES

20437. Adulteration of canned cut green beans. U. S. v. 119 Cases * * *. (F. D. C. No. 34751. Sample No. 19806-L.)

LIBEL FILED: March 16, 1953, District of Minnesota.

ALLEGED SHIPMENT: During September 1950, from Merrill, Wis.

PRODUCT: 119 cases, each containing 24 15-ounce cans, of cut green beans at Mankato, Minn. Examination showed that the article had undergone chemical decomposition.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: June 18, 1953. A default decree was entered providing for the destruction of the product unless denatured for use as animal feed.

20438. Adulteration of navy beans. U. S. v. 16 Bags * * *. (F. D. C. No. 34778. Sample No. 55455-L.)

LIBEL FILED: March 26, 1953, Northern District of New York.

ALLEGED SHIPMENT: On or about October 21 and 27, 1952, from North Branch and Bad Axe, Mich.

PRODUCT: 16 100-pound bags of navy beans at Albany, N. Y., in the possession of the George Terminal Warehouse.

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 rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby

it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 27, 1953. Default decree of condemnation and destruction.

20439. Adulteration and misbranding of canned black-eyed peas. U. S. v. 97 Cases * * *. (F. D. C. No. 34796. Sample No. 53205-L.)

LIBEL FILED: On or about April 9, 1953, Western District of Missouri.

ALLEGED SHIPMENT: On or about February 10, 1953, by the Good Canning Co., from Fort Smith, Ark.

PRODUCT: 97 cases, each containing 6 cans, of black-eyed peas at Springfield, Mo.

LABEL, IN PART: "Contents 1 Lb. 3 Oz. G. D. M. Brand Fresh Shelled Blackeye 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 worms.

Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Contents 1 Lb. 3 Oz." was inaccurate. (Each can of the article contained 7 pounds.)

DISPOSITION: May 22, 1953. Default decree of destruction.

20440. Adulteration of canned mustard greens. U. S. v. 21 Cases * * * and 1 other seizure action). (F. D. C. Nos. 34727, 34728. Sample Nos. 42474-L, 43218-L.)

LIBELS FILED: March 5, 1953, Northern District of California.

ALLEGED SHIPMENT: On or about November 26 and December 8, 1952, by the Akin Products Co., from Mission, Tex.

PRODUCT: 419 cases, each containing 24 1-pound cans, of mustard greens at San Francisco, Calif.

LABEL, IN PART: (Can) "Val-Tex Mustard Greens."

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 aphids and larvae.

DISPOSITION: May 8, 1953. Default decrees of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

20441. Adulteration of canned tomatoes. U. S. v. 724 Cases * * *. (F. D. C. No. 34287. Sample No. 53429-L.)

LIBEL FILED: December 8, 1952, Southern District of Illinois.

ALLEGED SHIPMENT: On or about September 20, 1952, by Thomas Roberts & Co., Inc., from Philadelphia, Pa.

PRODUCT: 724 cases, each containing 24 cans, of tomatoes at Petersburg, Ill.

RESULTS OF INVESTIGATION: Inspection of the Brown Canning Co., Woodside, Del., manufacturer of the product, showed that insanitary conditions existed which would result in contamination of the article manufactured.

LABEL, IN PART: (Can) "Pride of the Farm Brand Contents 1 Lb. 3 Oz. Tomatoes."

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 fly eggs