LIBELED: 2–27–58, Dist. Kans.

CHARGE: 403(h)(1)—when shipped, the quality of the article fell below the standard of quality for canned cut green beans because of excessive short pieces, excessive fibrous material, and excessive unstemmed units, and the label of the article failed to bear a statement that it fell below such standard.

DISPOSITION: 4–18–58. Default—delivered to a charitable institution.

24820. Dried navy beans. (F.D.C. No. 41681. S. No. 35–451 P.)

QUANTITY: 239 100-lb. bags at Milton, Pa., in possession of Chef Boy-Ar-Dee, Division of American Home Foods.

SHIPPED: 1–16–58, from Saginaw, Mich.

LIBELED: 4–28–58, M. Dist. Pa.

CHARGE: 402(a)(3)—contained rodent urine and rodent pellets; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 5–21–58. Consent—claimed by American Home Products Corp., New York, N.Y. Segregated; 117 bags destroyed.

24821. Soybeans. (F.D.C. No. 41300. S. Nos. 74–787/8 M.)

QUANTITY: 75 100-lb. bags and 55 100-lb. bags at Seattle, Wash.

SHIPPED: 12–31–55 and 4–18–57, from Selma, N.C., and Blytheville, Ark.

LIBELED: 12–31–57, W. Dist. Wash.

CHARGE: 402(a)(3)—contained insects and insect-damaged beans while held for sale.

DISPOSITION: 3–31–58. No claimant having appeared for the 75-bag lot, and the North Coast Importing Co., Seattle, Wash., having filed claim for the 55-bag lot and consented to a decree against such lot, judgment of condemnation was entered and the 75-bag lot was ordered destroyed and the 55-bag lot was released under bond for reconditioning. The reconditioning operations resulted in the segregation and destruction of 92 lbs. as unfit.

24822. Dried black-eyed peas, dried lima beans, raisins, and unpopped popcorn. (F.D.C. No. 40944. S. Nos. 44–377/8 M, 84–014/5 M, 84–017/8 M.)

QUANTITY: 68 bales, 12 2-lb. bags each, and 70 bales, 24 1-lb. bags each, of black-eyed peas; 4 bales, 12 2-lb. bags each, and 8 bales, 24 1-lb. bags each, of lima beans; 10 cases, 24 1-lb. bags each, of raisins; 8 cases, 12 2-lb. bags each, of white hulless popcorn; and 21 cases, 12 2-lb. bags each, of yellow popcorn, at Hope, Ark.

SHIPPED: Between 11–2–55 and 9–22–57, from Dallas, Tex., Fresno, Calif., and Watseka, Ill.

LIBELED: 11–7–57, W. Dist. Ark.

CHARGE: 402(a)(3)—contained insects and insect excreta while held for sale.

DISPOSITION: 1–9–58. Default—consumption by animals.

24823. Canned onions. (F.D.C. No. 41223. S. No. 65–615 M.)

QUANTITY: 79 cases, 24 cans each, at Cincinnati, Ohio.

SHIPPED: 1–28–57 and 3–4–57, from Andersonville, Ga.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing chemical decomposition.

LIBELED: 12–9–57, S. Dist. Ohio; amended libel 2–10–58.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 3-28-58. Default—destruction.

24824. Canned asparagus. (F.D.C. No. 41630. S. No. 38-357 P.)

QUANTITY: 17 cases, 24 14½-oz. cans each, at Eudora, Ark.

SHIPPED: 5-7-57, from Hoopeston, Ill.

LIBELED: 3-17-58, E. Dist. Ark.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 4-15-58. Default—destruction.

24825. Canned sweet red peppers. (F.D.C. No. 41507. S. No. 30-904 P.)

QUANTITY: 40 cases, 12 1-qt. jars each, at Brooklyn, N.Y.

SHIPPED: 2-19-58, from Bridgeville, Del., by H. P. Cannon & Son, Inc.

LABEL IN PART: (Jar) "Marydel Brand Sweet Red Peppers."

LIBELED: 4-22-58, E. Dist. N.Y.

CHARGE: 402(a)(3)—contained insects, insect parts, insect eggs, and rot when shipped.

DISPOSITION: 5-16-58. Default—destruction.

24826. Sweet red peppers. (F.D.C. No. 41482. S. No. 35-522 P.)

QUANTITY: 4 285-lb. barrels at Norristown, Pa.

SHIPPED: 2-12-58, from Bridgeville, Del., by H. P. Cannon & Son, Inc.

LABEL IN PART: "Sweet Red Bell Peppers in Brine * * * Packed by Marydel Division H. P. Cannon & Son Inc., Marydel, Delaware."

LIBELED: 3-24-58, E. Dist. Pa.

CHARGE: 402(a)(3)—contained insects, insect parts, and insect eggs when shipped.

DISPOSITION: 4-23-58. Default—destruction.

24827. Canned pickled peppers. (F.D.C. No. 41779. S. Nos. 23-621/2 P.)

QUANTITY: 50 cases, 24 15-oz. cans each, and 56 cases, 48 7½-oz. cans each, at Los Angeles, Calif.

SHIPPED: 2-12-58, from Apizaco, Tlax, Mexico, by La Malinche, S.A.

LABEL IN PART: (Can) "La Malinche Jalapenos en Escabeche * * * Made in Mexico Green Pickled Jalapenos Peppers."

LIBELED: 5-21-58, S. Dist. Calif.

CHARGE: 402(a)(3)—contained insects and decomposed peppers when shipped.

DISPOSITION: 6-10-58. Default—destruction.

24828. Spiced sweet relish. (F.D.C. No. 41578. S. Nos. 20-264 P, 20-569 P, 20-787 P, 20-975 P.)

QUANTITY: 17 cases, 12 1-qt. jars each, at Topeka, Kans.; 272 1-qt. jars at Winfield, Kans.; 222 1-qt. jars at Larned, Kans.; and 216 1-qt. jars at Osawatomie, Kans.

SHIPPED: Between 10-18-57 and 10-25-57, from Sherman, Tex., by T. L. Brice Co.

LIBELED: 2-20-58, Dist. Kans.