25421. Canned cut green beans. (F.D.C. No. 42593. S. No. 25–983 P.)

QUANTITY: 149 cases, 24 cans each, at Dubuque, Iowa.

SHIPPED: 8–16–58, from Wisconsin Rapids, Wis., by Sampson Canning Co.

LABEL IN PART: (Can) "Contents 15½ Oz. * * * Sampson's Cut Green Beans * * * Packed By Sampson Canning Co., Wisconsin Rapids, Wis."

LIBELED: On or about 1–2–59, N. Dist. Iowa.

CHARGE: 403(h)(1)—when shipped, the quality of the article fell below the standard of quality for canned cut green beans since the deseeded pods of the article contained more than 0.15 percent by weight of fibrous material, and the label of the article failed to bear, as specified by the regulations, a statement that it fell below such standard.

DISPOSITION: 2–2–59. Default—delivered to a charitable institution, for consumption only.

25422. Canned cut green beans. (F.D.C. No. 42673. S. No. 26–396 P.)

QUANTITY: 155 cases, 24 cans each, at Albert Lea, Minn.

SHIPPED: 8–14–58, from Wisconsin Rapids, Wis., by Sampson Canning Co.

LABEL IN PART: (Can) "Mayflower Cut Green Beans Contents 15½ Oz. * * * Distributed by Consolidated Food Processors, Inc. Marshall Canning Division, Hampton, Iowa, Sugar Land, Texas."

LIBELED: 1–27–59, Dist. Minn.

CHARGE: 403(h)(1)—the quality of the article fell below the standard of quality for canned cut green beans, when shipped, since the deseeded pods of the article contained more than 0.15 percent by weight of fibrous material, and its label did not bear, as specified by the regulations, a statement that it fell below such standard.

DISPOSITION: 3–17–59. The Sampson Canning Co., claimant, having consented to the entry of the decree, judgment of condemnation was entered and the product was ordered delivered to the claimant under bond on condition that the cans coded "U" be segregated from the cans coded "EX"; that the cans coded "U" be released to the claimant; and that the cans coded "EX", in lieu of being relabeled as substandard, be turned over to charitable institutions for their use and not for sale.

25423. Dried black-eyed peas. (F.D.C. No. 42662. S. No. 38–680 P.)

QUANTITY: 8 25-lb. bags, 15 bales, 12 2-lb. bags each, 28 bales, 24 1-lb. bags each, and 7 1-lb. bags, at Helena, Ark.

SHIPPED: 10–20–58, from Dallas, Tex.

LIBELED: 1–26–59, E. Dist. Ark.

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

DISPOSITION: 3–27–59. Default—delivered to a public institution, for use as animal feed.

25424. Dried black-eyed peas. (F.D.C. No. 42675. S. Nos. 922 P, 44–335 P.)

QUANTITY: 154 bales, 24 1-lb. bags each, and 45 bales, 12 2-lb. bags each, at Albany, Ga.

SHIPPED: 1–2–59, from Mobile, Ala., by W. M. Meador & Co.

LABEL IN PART: (Bag) "Big Bill Black Eye Peas Packed by W. M. Meador & Co., Mobile, Alabama."