

uted by Beatrice Foods Co. * * * Chicago, Ill."; or "Vita Most Fresh Orange Juice * * * As Nature Made It Nothing Added * * * packed by Central States Processors Inc. Columbia Mo."

LIBELED: 2-25-59, W. Dist. Mo.

CHARGE: 402(b) (2)—when shipped, water had been substituted in part for orange juice; and 402(b) (4)—water had been added to the article or mixed or packed therewith so as to increase its bulk and reduce its quality.

DISPOSITION: 2-27-59 and 4-1-59. Default—destruction.

VEGETABLES AND VEGETABLE PRODUCTS:

25712. Canned cut green beans. (F.D.C. No. 42653. S. Nos. 22-353 P, 55-603 P.)

QUANTITY: 708 cases, 24 cans each, at Kansas City, Kans.

SHIPPED: 11-12-58, from Stilwell, Okla., by Stilwell Canning Co.

LABEL IN PART: (Can) "Perry Lou Short Cut Green Beans Contents 15½ Oz. * * * Packed by Stilwell Canning Co. Stilwell, Okla."

LIBELED: 1-8-59, Dist. Kans.

CHARGE: 403(h) (1)—when shipped, the quality of the article fell below the standard of quality for canned cut green beans since the article contained more than 6 unstemmed units per 12 ounces of drained weight, and its label failed to bear, as specified by the regulations, a statement that it fell below such standard.

DISPOSITION: 4-14-59. Consent—claimed by Stilwell Canning Co. and brought into compliance with the law.

25713. Canned cut green beans. (F.D.C. No. 42922. S. No. 5-232 P.)

QUANTITY: 224 cases, 24 cans each, at Rocky Mount, N.C.

SHIPPED: 10-14-58, from Hynson, Md., by John N. Wright, Jr.

LABEL IN PART: (Can) "Green-Glo Cut Green Beans Contents 15½ Oz. Avoir. Albert W. Sisk and Son Distributors * * * Preston, Maryland and Aberdeen, Maryland."

LIBELED: 4-23-59, E. Dist. N.C.

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

DISPOSITION: 6-4-59. Default—destruction.

25714. Frozen spinach. (F.D.C. No. 42861. S. No. 47-620 P.)

QUANTITY: 1,248 cases, 12 pkgs. each, at Watertown, Mass.

SHIPPED: 10-6-58, from Walla Walla, Wash., by Birds Eye Division, General Foods Corp.

LABEL IN PART: (Pkg.) "Birds Eye Brand * * * Quick-Frozen Leaf Spinach. Net Weight 3 pounds * * * Distributed by Birds Eye Division, General Foods Corporation."

LIBELED: 2-27-59, Dist. Mass.

CHARGE: 402(a)(2)—when shipped, the article contained an added poisonous and deleterious substance, DDT, which is unsafe within the meaning of 406 since the quantity of DDT contained on the article was greater than the tolerance prescribed by regulations for such pesticide chemical on fresh spinach.

DISPOSITION: 4-13-59. Default—destruction.

25715. Stuffed olives. (F.D.C. No. 42860. S. Nos. 21-750/1 P.)

QUANTITY: 148 cases, 12 jars each, at Kansas City, Mo.

SHIPPED: 12-18-58, from Chicago, Ill., by B. M. Reeves Co., Inc.

LABEL IN PART: (Jar) "Elna Brands Inc. Distributors, Chicago, Illinois * * * Dr. Wt. 16 [or "10"] Ozs. Avd. * * * Elna Spanish Olives Stuffed with Sweet Spanish Peppers."

RESULTS OF INVESTIGATION: Examination showed that most of the olives were not stuffed.

LIBELED: On or about 3-10-59, W. Dist. Mo.

CHARGE: 403(a)—when shipped, the label statement "Spanish Olives Stuffed with Sweet Spanish Peppers" was false and misleading.

DISPOSITION: 5-1-59. Consent—claimed by B. M. Reeves Illinois Corp., Chicago, Ill., and relabeled.

TOMATOES AND TOMATO PRODUCTS

25716. Canned tomatoes. (F.D.C. No. 42333. S. No. 11-728 P.)

QUANTITY: 1,800 cases, 24 cans each, at Detroit, Mich.

SHIPPED: 9-13-58, from Parksley, Va., by Coastal Foods Co.

LABEL IN PART: (Can) "Phillips Tomatoes * * * Contents 1 Lb. * * * Packed By Coastal Foods Co. * * * Cambridge, Md."

LIBELED: 10-21-58, E. Dist. Mich.

CHARGE: 402(a)(3)—contained fly eggs and maggots; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 7-16-59. Default—destruction.

25717. Canned tomatoes. (F.D.C. No. 42804. S. No. 47-459 P.)

QUANTITY: 479 cases, 24 1-lb. 3-oz. cans each, at Boston, Mass.

SHIPPED: 11-19-59, from Le Roy, N.Y., by Haxton Foods, Inc.

LABEL IN PART: (Can) "S. S. Pierce Co. Red Label Brand * * * Vine-Ripened - Hand Packed Tomatoes * * * Packed For S. S. Pierce Co. * * * Boston, Mass."

LIBELED: 1-23-59, Dist. Mass.

CHARGE: 402(a)(3)—contained decomposed tomato material when shipped.

DISPOSITION: 9-14-59. Default—destruction.

25718. Tomato cocktail. (F.D.C. No. 43120. S. Nos. 47-839 P, 47-848 P.)

QUANTITY: 293 cases, 12 btls. each, at East Hartford, Conn.

SHIPPED: 3-4-59 and 3-31-59, from Lockport, N.Y., by College Inn Food Products Corp.

LABEL IN PART: (Btl.) "College Inn Tomato Cocktail * * * Contents 1 Pt. 10 Fl. Oz. Made by College Inn Lockport Co., Inc., Lockport, N.Y."

LIBELED: 4-22-59, Dist. Conn.