color. Further adulteration, Section 402 (b) (4), acetic acid or distilled vinegar had been mixed and packed with the article so as to reduce its quality and strength; and artificial color had been mixed and packed with the article so as to make it appear to be wine vinegar.

Misbranding, Section 403 (a), the label statement "Wine Vinegar" was false and misleading.

DISPOSITION: November 29, 1946. A plea of guilty having been entered, the defendant was fined $400.

VEGETABLES AND VEGETABLE PRODUCTS*

12940. Adulteration and misbranding of canned asparagus. U. S. v. 153 Cases * * *. (F. D. C. No. 24119. Sample No. 8794–K.)

LIBEL FILED: November 24, 1947, Southern District of New York.

ALLEGED SHIPMENT: On or about July 28, 1947, by the J. William Horsey Corporation, from Woodside, Del.

PRODUCT: 153 cases, each containing 6 1-pound, 3-ounce cans, of asparagus at Bronx, N. Y.

LABEL, IN PART: "Apte All green asparagus Cuts Tips Removed * * * J. William Horsey Corporation Tampa 1, Florida."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for canned asparagus, since it was not sealed in a container and so processed by heat as to prevent spoilage.

DISPOSITION: December 31, 1947. Default decree of condemnation and destruction.

12941. Adulteration of canned pork and beans. U. S. v. Case-Swayne Company, Inc., and Paul W. Case. Pleas of nolo contendere. Corporation fined $100; Paul W. Case fined $1. (F. D. C. No. 24080. Sample Nos. 44854–H, 71906–H, 71907–H, 72001–H, 72007–H.)

INFORMATION FILED: March 1, 1948, Southern District of California, against the Case-Swayne Co., Inc., Santa Ana, Calif., and Paul W. Case, president.

ALLEGED SHIPMENT: On or about May 19, 1947, from the State of California into the State of Arizona.

LABEL, IN PART: "Case Swayne Pork and Beans With Tomato Sauce."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of portions of cooked rat carcass, including rat skin and rodent hairs.

DISPOSITION: March 9, 1948. Pleas of nolo contendere having been entered, the corporation was fined $100 and the individual defendant was fined $1.

12942. Adulteration of canned Mexican Style beans. U. S. v. Stokely-VanCamp, Inc. Plea of guilty. Fine, $350. (F. D. C. No. 23582. Sample No. 76352–H.)

INFORMATION FILED: October 9, 1947, Southern District of Indiana, against Stokely-Van Camp, Inc., Indianapolis, Ind.

ALLEGED SHIPMENT: On or about January 23, 1947, from the State of Indiana into the State of Florida.

LABEL, IN PART: "Van Camp's Mexican Style Beans in Chili Gravy."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article was unfit for food by reason of the presence of foreign inedible material, such as rocks, woody plant stalks, and thorny burrs.

DISPOSITION: October 31, 1947. A plea of guilty having been entered, the court imposed a fine of $350.

12943. Adulteration of canned Mexican Style beans. U. S. v. 265 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 23396, 23425, 23761. Sample Nos. 20654–H, 67497–H, 76584–H, 99876–H.)

LIBELS FILED: August 8 and 25, 1947, District of Nebraska and Northern District of Texas.

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*See also No. 12985.