DISPOSITION: March 8, 1948. A plea of nolo contendere having been entered, the defendant was fined $250. Two members of the partnership were placed on 2 years' probation.

Nos. 12951 to 12955 report actions involving canned peas that purported to be a food for which a standard of quality has been prescribed by law, but the quality fell below the standard because of higher alcohol-insoluble solids than the maximum permitted by the standard, and the labels failed to bear, in the manner and form that the regulations specify, a statement that the product was below the standard.

12951. Misbranding of canned peas. U. S. v. Elkhart Lake Canning Co. Plea of guilty. Fine, $750. (F. D. C. No. 23317. Sample Nos. 38597–H, 40973–H.)

INFORMATION FILED: August 12, 1947, Eastern District of Wisconsin, against the Elkhart Lake Canning Co., a corporation, Elkhart Lake, Wis.

ALLEGED SHIPMENT: On or about October 2 and November 1, 1946, from the State of Wisconsin into the States of Illinois and Missouri.

LABEL, IN PART: "Highland [or "Betty Brand"] Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product was below standard.

DISPOSITION: August 26, 1947. A plea of guilty having been entered, the defendant was fined $750.

12952. Misbranding of canned peas. U. S. v. Stokely-Van Camp, Inc. Plea of nolo contendere. Fine, $100 and costs. (F. D. C. No. 23238. Sample No. 49936–H.)

INFORMATION FILED: September 9, 1947, Northern District of Ohio, against Stokely-Van Camp, Inc., Norwalk, Ohio.

ALLEGED SHIPMENT: On or about September 6, 1946, from the State of Ohio into the State of Mississippi.

LABEL, IN PART: "Our Favorite Brand Early June Peas * * * Distributed By Fame Canning Company, Inc. * * * Indianapolis, Ind."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product was below standard.

DISPOSITION: September 18, 1947. A plea of nolo contendere having been entered, the defendant was fined $100, together with costs.

12953. Misbranding of canned peas. U. S. v. 612 Cases * * *. (F. D. C. No. 24112. Sample No. 4277–K.)

LIBEL FILED: November 17, 1947, District of Massachusetts.

ALLEGED SHIPMENT: On or about July 9, 1947, by the Lineboro Canning Co., Inc., from Lineboro, Md.

PRODUCT: 612 cases, each containing 24 1-pound, 4-ounce cans, of peas at Worcester, Mass.

LABEL, IN PART: "Mason-Dixon Brand Early Peas June."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article was below standard.

DISPOSITION: December 22, 1947. The Lineboro Canning Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Federal Security Agency.

12954. Misbranding of canned peas. U. S. v. 450 Cases * * *. (F. D. C. No. 24373. Sample No. 26241–K.)

LIBEL FILED: March 9, 1948, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 30, 1947, by the Valders Canning Co., from Valders, Wis.

PRODUCT: 450 cases, each containing 24 unlabeled cans, of peas at St. Louis, Mo. The product was invoiced as standard peas, and no written agreement existed between the shipper and the consignee as to the labeling of the product.

LABEL, IN PART: (Cases) "24 No. 2 Cans Canned Peas Unlabeled."