NATURE OF CHARGE: Misbranding, Section 403 (e) (1), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; Section 403 (e) (2), it failed to bear a label containing an accurate statement of the quantity of the contents; Section 403 (g) (2), the label of the article failed to bear the name of the article, as required by the definition and standard of identity for canned peas; and, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned peas because of high alcohol-insoluble solids.

DISPOSITION: March 9, 1948. The Valders Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law and to be labeled "substandard," under the supervision of the Federal Security Agency.

12955. Misbranding of canned peas. U. S. v. 55 Cases * * *. (F. D. C. No. 24315. Sample No. 4632–K.)

LIBEL FILED: On or about February 4, 1948, District of Rhode Island.

ALLEGED SHIPMENT: On or about September 14, 1946, by the Salter Canning Co., Inc., from North Rose, N. Y.

PRODUCT: 55 cases, each containing 24 1-pound, 4-ounce cans, of peas at Providence, R. I.

LABEL, IN PART: "Bay Brand Sweet Peas Mixed Sizes."

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

DISPOSITION: March 2, 1948. Default decree of condemnation. The product was ordered delivered to charitable institutions.

12956. Misbranding of canned black-eye peas. U. S. v. 48 Cases * * *. (F. D. C. No. 24437. Sample No. 659–K.)

LIBEL FILED: February 10, 1948, Middle District of Georgia.

ALLEGED SHIPMENT: On or about December 5, 1947, by the Northwestern Canning & Packing Co., from Seffner, Fla.

PRODUCT: 48 cases, each containing 24 1-pound cans, of black-eye peas at Quitman, Ga.

LABEL, IN PART: "Old Glory Black Eye Peas With Bacon Contents 1 Lb."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label designation "Black Eye Peas With Bacon," appearing on the main panel of the label, was misleading as applied to the article, which was soaked, dry black-eye peas with bacon, and such misleading impression was not corrected by the inconspicuous statement on the side panel "Soaked Dry Black Eye Peas With Bacon"; and, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. (The article was short-weight.)

DISPOSITION: March 17, 1948. Default decree of condemnation. The product was ordered delivered to a Federal institution.

12957. Adulteration of pickles. U. S. v. 32 Barrels * * *. (F. D. C. No. 24122. Sample No. 8772–K.)

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

ALLEGED SHIPMENT: On or about October 9, 1947, by the New England Pickle Co., from Rockville, Conn.

PRODUCT: 32 55-gallon barrels of pickles at Brooklyn, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed pickles, and it was otherwise unfit for food by reason of the presence of soft and slimy pickles.

DISPOSITION: December 30, 1947. Default decree of condemnation and destruction.

12958. Misbranding of canned turnip greens. U. S. v. 200 Cases * * *. (F. D. C. No. 23204. Sample No. 55333–H.)

LIBEL FILED: June 24, 1947, Southern District of Florida.