

ALLEGED SHIPMENT: On or about August 3, 1948, by Hamilton & Co., from Los Angeles, Calif.

PRODUCT: 16 100-pound bags of lima beans at Phoenix, Ariz.

LABEL, IN PART: (Bag) "Black Stripe California Lima Bean."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: November 19, 1948. Default decree of condemnation and destruction.

13828. Adulteration of Mexican style beans. U. S. v. 3,005 Cases * * * .
Product ordered condemned and released for export. Government's objection to export overruled. Product ultimately delivered to charitable institutions. (F. D. C. No. 23762. Sample No. 20904-K.)

LABEL FILED: September 18, 1947, District of Kansas.

ALLEGED SHIPMENT: On or about February 14, 1947, by Stokely-Van Camp, Inc., from Indianapolis, Ind.

PRODUCT: 3,005 cases, each containing 24 1-pound, 4-ounce cans, of Mexican style beans at Salina, Kans.

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

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the product contained burrs, an added deleterious substance, which may have rendered the product injurious to health.

DISPOSITION: November 10, 1947. Stokely-Van Camp, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be exported to Belgium. The Government objected to this disposition of the seized goods on the ground that to release the goods for export would not bring the article into compliance with the provisions of the law, which objection the court overruled. On January 13, 1948, on motion of the claimant, an amended decree was entered, permitting export of the product to Italy. On February 25, 1948, the Government moved to set aside the provisions of the decree, permitting the shipment of the product to foreign countries, and for the entry of an order of destruction on the grounds that the product was not safe for human consumption, which motion on that date was overruled. On November 18, 1948, on motion of the claimant, an order was entered directing the marshal to repossess the goods. The court made its finding that the product was edible food and ordered it delivered to charitable and public institutions.

13829. Adulteration of canned beets. U. S. v. 300 Cases * * * . (F. D. C. No. 25027. Sample No. 30415-K.)

LABEL FILED: July 9, 1948, Southern District of California.

ALLEGED SHIPMENT: On or about February 28, 1946, from Benton Harbor, Mich.

PRODUCT: 300 cases of canned beets at San Diego, Calif.

NATURE OF CHARGE: The article was adulterated while held for sale after shipment in interstate commerce under Section 402 (a) (3), in that it consisted in whole or in part of a decomposed substance.

DISPOSITION: August 26, 1948. Default decree of condemnation and destruction.

13830. Adulteration of canned corn. U. S. v. 164 Cases * * * . (F. D. C. No. 25188. Sample No. 3340-K.)