

or strength, and artificial color had been mixed and packed with it so as to make it appear better or of greater value than it was.

Misbranding, Section 403 (a), the name "Pure Wine Vinegar" was false and misleading as applied to an artificially colored mixture of wine vinegar and distilled vinegar.

DISPOSITION: August 21, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

VEGETABLES AND VEGETABLE PRODUCTS

9757. Adulteration of artichoke pulp. U. S. v. 397 Cases of Artichoke Pulp. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16697. Sample No. 29789-H.)

LABEL FILED: July 12, 1945, District of Massachusetts.

ALLEGED SHIPMENT: On or about June 27, 1945, by the San Martin Canning Co., from San Martin, Calif.

PRODUCT: 397 cases, each containing 6 cans, of artichoke pulp at Boston, Mass. Examination showed that the article had undergone chemical decomposition.

LABEL, IN PART: (Portion of cans) "Pony Brand Artichoke Cream Pulp Contents 6 Pounds 4 Oz. Packed By Bottled Pure Juice Co., Campbell, Calif." The remainder of the cans were unlabeled.

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

DISPOSITION: July 31, 1945. Musolino, LoConte Co., Boston, Mass., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Federal Security Agency.

9758. Adulteration of dry lima beans. U. S. v. 31 Bags of Dry Lima Beans. Default decree of condemnation. Product ordered delivered to a State institution, to be used for animal feed. (F. D. C. No. 16927. Sample No. 24379-H.)

LABEL FILED: July 26, 1945, Middle District of Alabama.

ALLEGED SHIPMENT: On or about January 3, 1945, from Irvine, Calif.

PRODUCT: 31 100-pound bags of dry lima beans at Andalusia, Ala., in the possession of the Sessoms Grocery Co. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent excreta and urine stains were observed on them. Examination showed that the product contained rodent excreta and rodent hairs.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 26, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a State institution, to be converted into animal feed under the supervision of the United States marshal.

9759. Adulteration of lupini beans. U. S. v. 5½ Cases of Lupini Beans. Default decree of condemnation and destruction. (F. D. C. No. 16696. Sample No. 7283-H.)

LABEL FILED: July 13, 1945, District of New Jersey.

ALLEGED SHIPMENT: On or about May 3, 1945, by the Saporito Oil Co., from Brooklyn, N. Y.

PRODUCT: 5½ cases, each containing 24 8-ounce jars, of lupini beans at Newark, N. J.

LABEL, IN PART: "Saporito Brand Lupini Beans."

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

DISPOSITION: December 3, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed,