

it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 27, 1953. Default decree of condemnation and destruction.

20439. Adulteration and misbranding of canned black-eyed peas. U. S. v. 97 Cases * * *. (F. D. C. No. 34796. Sample No. 53205-L.)

LIBEL FILED: On or about April 9, 1953, Western District of Missouri.

ALLEGED SHIPMENT: On or about February 10, 1953, by the Good Canning Co., from Fort Smith, Ark.

PRODUCT: 97 cases, each containing 6 cans, of black-eyed peas at Springfield, Mo.

LABEL, IN PART: "Contents 1 Lb. 3 Oz. G. D. M. Brand Fresh Shelled Blackeye Peas."

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

Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Contents 1 Lb. 3 Oz." was inaccurate. (Each can of the article contained 7 pounds.)

DISPOSITION: May 22, 1953. Default decree of destruction.

20440. Adulteration of canned mustard greens. U. S. v. 21 Cases * * * and 1 other seizure action). (F. D. C. Nos. 34727, 34728. Sample Nos. 42474-L, 43218-L.)

LIBELS FILED: March 5, 1953, Northern District of California.

ALLEGED SHIPMENT: On or about November 26 and December 8, 1952, by the Akin Products Co., from Mission, Tex.

PRODUCT: 419 cases, each containing 24 1-pound cans, of mustard greens at San Francisco, Calif.

LABEL, IN PART: (Can) "Val-Tex Mustard Greens."

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

DISPOSITION: May 8, 1953. Default decrees of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

20441. Adulteration of canned tomatoes. U. S. v. 724 Cases * * *. (F. D. C. No. 34287. Sample No. 53429-L.)

LIBEL FILED: December 8, 1952, Southern District of Illinois.

ALLEGED SHIPMENT: On or about September 20, 1952, by Thomas Roberts & Co., Inc., from Philadelphia, Pa.

PRODUCT: 724 cases, each containing 24 cans, of tomatoes at Petersburg, Ill.

RESULTS OF INVESTIGATION: Inspection of the Brown Canning Co., Woodside, Del., manufacturer of the product, showed that insanitary conditions existed which would result in contamination of the article manufactured.

LABEL, IN PART: (Can) "Pride of the Farm Brand Contents 1 Lb. 3 Oz. Tomatoes."

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