

24239. Dried peas. (F. D. C. No. 40629. S. No. 84-706 M.)

QUANTITY: 277 100-lb. bags at Chicago, Ill., in possession of Benson Fish Co., Inc.

SHIPPED: 9-28-56, from Spokane, Wash.

LIBELED: 9-5-57, N. Dist. Ill.

CHARGE: 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 9-16-57. Consent—claimed by Benson Fish Co. Inc. The article was cleaned and packed into new bags so as to be brought into compliance with the law.

24240. Canned mushrooms. (F. D. C. No. 40243. S. No. 53-263 M.)

QUANTITY: 24 cases, 24 cans each, at Dallas, Tex.

SHIPPED: 2-12-57, from Chace, France, by Etablissements Blanchaud.

LABEL IN PART: (Can) "Royalty Brand Mushrooms * * * Drained Weight 8 Oz. Pieces and Stems Product of France."

LIBELED: 5-14-57, N. Dist. Tex.

CHARGE: 402 (a) (3)—contained a decomposed substance when shipped.

DISPOSITION: 6-17-57. Default—delivered to a Federal institution, for use as animal feed.

24241. Canned mushrooms. (F. D. C. No. 40326. S. Nos. 25-647/9 M.)

QUANTITY: 195 cases, 24 cans each and 61 cases, 24 cans each, at Portland, Harbor, Roseburg, Eugene, and Klamath Falls, Oreg.

SHIPPED: Between 12-22-55 and 2-20-57, from Hudson, N. Y., by Pacific Coast Merchandise Co.

LABEL IN PART: (Can) "S S & G Chopped Mushrooms Net Weight 8 Ozs," "Knaust's Cavern Sliced Mushrooms * * * Drained Wgt. 1 Lb. Net Avd," and "Knaust's Cavern Pieces and Stems Mushrooms * * * Drained Wgt. 1 Lb. Net Avd."

LIBELED: 7-1-57, Dist. Oreg.

CHARGE: 403 (a)—the statement "Drained Wgt. 1 Lb. Net Avd" on the label of the 61 case lot, when shipped, was false and misleading as applied to a product which contained less than 1 lb. drained weight avoirdupois; and 403 (b) (2)—all lots of the article purported to be and were represented as canned mushrooms, a food for which a standard of fill of container had been prescribed by regulations, and the article fell below such standard since the weight of the drained mushrooms in the container was less than that prescribed by the regulations, and the label of the article failed to bear a statement that it fell below such standard.

DISPOSITION: 11-4-57. Default—delivered to public and charitable institutions for their use.

OILS AND FATS

24242. Olive oil. (F. D. C. No. 40177. S. No. 61-266 M.)

QUANTITY: 8 1-gal. cans at Somerville, Mass.

SHIPPED: A quantity of cottonseed oil was shipped from Philadelphia, Pa., and Chattanooga, Tenn., to the Marconi Olive Oil Co., at Boston, Mass.,