

**LABEL IN PART:** (Jar) "Garth Famous Old Fashion Preserved Figs [or "Garth Texas Skinless Preserved Figs," "Garth Old Southern Pure Fig Preserves," or "Fruit of Eden Brand Texas Skinless Preserved Figs"] \* \* \* Packed by Tyrrell & Garth, Inc., Houston & League City, Texas."

**LIBELED:** 5-17-60 and 5-24-60, N. Dist. Ga.

**CHARGE:** 402(a)(3)—contained insects when shipped.

**DISPOSITION:** 8-2-60. Consent—claimed by Tyrrell & Garth, Inc. The figs were removed from the jars and destroyed.

### PRESERVES

**27508. Strawberry preserves.** (F.D.C. No. 46169. S. No. 71-551 R.)

**QUANTITY:** 86 cases, 12 jars each, at Saint Louis Park, Minn.

**SHIPPED:** 6-12-61, from Fargo, N. Dak., by Paul Mark, Inc.

**LABEL IN PART:** (Jar) "PM Imperial Pure Strawberry Preserves Net Contents 2 Pounds Mfg. by Paul Mark, Inc., Fargo, North Dakota" and (case) "12 2-lb. jars Strawberry Preserves."

**RESULTS OF INVESTIGATION:** Examination showed that the article was short weight.

**LIBELED:** 8-9-61, Dist. Minn.

**CHARGE:** 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

**DISPOSITION:** 9-29-61. Default—delivered to charitable institutions.

### VEGETABLES AND VEGETABLE PRODUCTS

**27509. Canned cut green beans.** (F.D.C. No. 45349. S. No. 5-764 R.)

**QUANTITY:** 264 cases, 24 1-lb. cans each, at Charleston, W. Va.

**SHIPPED:** 11-14-60, from Cayuga, Ind., by Morgan & Son's Canning Co., Inc.

**LABEL IN PART:** (Can) "Daisy Brand Stringless Cut Green Beans \* \* \* Packed by Morgan & Son's Canning Co., Inc., Cayuga, Indiana."

**LIBELED:** 1-17-61, S. Dist. W. Va.

**CHARGE:** 403(h)(1)—when shipped, the article fell below the standard of quality for canned cut green beans, since there were more than 8 percent by count of blemished units in the article, and its label failed to bear, as required by regulations, a statement that it fell below such standard.

**DISPOSITION:** 2-6-61. Default—delivered to charitable institutions.

**27510. Canned peas.** (F.D.C. No. 46060. S. No. 63-328 R.)

**QUANTITY:** 86 cases, 24 15-oz. cans each, at Middlesboro, Ky.

**SHIPPED:** 4-8-61, from Siloam Springs, Ark., by Allen Canning Co.

**LABEL IN PART:** (Can) "The Allens Medium Early June Peas \* \* \* Prepared from dry Peas \* \* \* Allen Canning Company, Packers & Distributors. Siloam Springs, Ark."

**RESULTS OF INVESTIGATION:** Examination showed that the article was green peas of a smooth skin variety, substandard in quality because of the presence therein of an excessive number of ruptured peas and because the alcohol-insoluble solids were more than 23.5 percent.

**LIBELED.** 8-8-61, E. Dist. Ky.