

On May 12, 1936, a plea of guilty was entered on behalf of the defendant and the court imposed a fine of \$50 and costs.

W. R. GREGG, *Acting Secretary of Agriculture.*

25773. Adulteration of dressed poultry. U. S. v. Nevada Poultry Co. Plea of nolo contendere. Fine, \$10 and costs. (F. & D. no. 37004. Sample no. 48202-B.)

This case was based on an interstate shipment of dressed poultry which was found to be in part diseased, decomposed, and unfit for food.

On April 28, 1936, the United States attorney for the Southern District of Iowa, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Nevada Poultry Co., a corporation, Nevada, Iowa, charging shipment by said corporation, in violation of the Food and Drugs Act, on or about December 16, 1935, from the State of Iowa into the State of Illinois, of a quantity of dressed poultry which was adulterated.

The article was alleged to be adulterated in that it consisted in part of a decomposed animal substance, in that it consisted in part of animals unfit for food, and in that it was in part the product of diseased animals some of which apparently had died otherwise than by slaughter.

On April 29, 1936, a plea of nolo contendere was entered on behalf of the defendant corporation, and the court imposed a fine of \$10 and costs.

W. R. GREGG, *Acting Secretary of Agriculture.*

25774. Adulteration of walnut meats. U. S. v. 50 Cartons of Walnut Meats. Consent decree of condemnation. Product released under bond for reconditioning. (F. & D. no. 37067. Sample no. 53715-B.)

This case involved an interstate shipment of walnut meats examination of which showed the presence of moldy, wormy, and rancid or decomposed meats.

On January 14, 1936, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 50 cartons of walnut meats at Seattle, Wash., alleging that the article had been shipped in interstate commerce, on or about December 24, 1935, by the Los Angeles Nut House, from Los Angeles, Calif., and that it was adulterated in violation of the Food and Drugs Act. The article was labeled in part: "25 Lbs. Net Weight L. A. Nut House 722 Market St. Los Angeles Standard Amber Walnut Meats * * * Crescent Mfg. Co. Seattle Washn."

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy and decomposed vegetable substance.

On February 11, 1936, the Los Angeles Nut House, Los Angeles, Calif., claimant, having admitted the allegations of the libel and having consented to a decree, judgment of condemnation was entered and it was ordered that the product be released under bond conditioned that the product be reconditioned.

W. R. GREGG, *Acting Secretary of Agriculture.*

25775. Adulteration of canned peas. U. S. v. 1,279 Cases of Canned Peas. Consent decree of condemnation. Product released under bond for segregation and destruction of decomposed portion. (F. & D. no. 37068. Sample nos. 59276-B, 59291-B.)

This case involved an interstate shipment of canned peas that were found to be in part decomposed.

On January 13, 1936, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 1,279 cases of canned peas at Los Angeles, Calif., alleging that the article had been shipped in interstate commerce, on or about September 6, 1935, by the Smith Canning Co., from Brigham City, Utah, and that it was adulterated in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a decomposed vegetable substance.

On March 13, 1936, the Smith Canning Co., Ogden, Utah, claimant, having admitted the allegations of the libel and having consented to a decree, judgment of condemnation was entered and it was ordered that the product be released under bond, conditioned that the decomposed portion be segregated and destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*