

"Val Vita Brand Tomato Puree * * * Orange County Cannery Inc. Fullerton California"; "Val Vita Brand Tomato Catsup * * * Val Vita Food Products Inc."

They were alleged to be adulterated in that they consisted wholly or in part of a filthy vegetable substance.

On January 10, 1939, no claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30080. Adulteration of almonds. U. S. v. 9 Cases, 140 Bags, and 100 Bags of Almonds in Shell. Default decrees of condemnation and destruction. (F. & D. Nos. 44482, 44485, 44488. Sample Nos. 34431-D, 34694-D, 36237-D, 43227-D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original packages at the time of examination, was found to be wormy and moldy.

On December 7 and 8, 1938, the United States attorney for the District of Maryland, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 240 bags and 9 cases of almonds at Baltimore, Md.; alleging that the article had been shipped in part on or about October 28 and in part on or about October 29, 1938, by Rosenberg Bros. & Co., in part from San Francisco and in part from Oakland, Calif.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Ensign Brand California Nonpareil Almonds."

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

On December 29, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30081. Adulteration and misbranding of flour. U. S. v. 25 Bags of Flour (and 2 other seizure actions against the same product). Default decrees of condemnation and destruction. (F. & D. Nos. 43498, 43550, 43551, 44052. Sample Nos. 37648-D, 38046-D, 38086-D, 38208-D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original packages at the time of examination, was found to be insect-infested. It also was bleached but was not labeled to indicate that fact.

On August 31, September 3, and October 3, 1938, the United States attorney for the Eastern District of Louisiana, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 75 bags of flour at New Orleans, La.; alleging that the article had been shipped in part on or about July 19, 1938, and in part on or about August 8, 1938, by Midland Flour Milling Co. from Blackwell, Okla.; and charging adulteration and misbranding in violation of the Food and Drugs Act. A portion of the article was labeled in part: "Harina Lealtad Newton Milling & Elevator Co., Newton, Kans." The remainder was labeled in part: "Harina De Trigo Duro Osiris [or "Town Crier Flour"] The Midland Flour Milling Co. Kansas City."

The article was alleged to be adulterated in that bleached flour had been substituted wholly or in part for it, and in that it consisted wholly or in part of a filthy vegetable substance.

It was alleged to be misbranded in that the statements on the labels, "Harina," "Harina De Trigo Duro" (Spanish terms which mean flour and hard wheat flour, respectively), and "Flour," were false and misleading and tended to deceive and mislead the purchaser when applied to bleached flour.

On November 11, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30082. Adulteration of corn meal. U. S. v. 41 Bags and 55 Bags of Corn Meal. Default decrees of condemnation and destruction. (F. & D. Nos. 43850, 43910. Sample Nos. 38134-D, 38143-D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original packages at the time of examination, was found to be insect-infested.

On September 12 and September 16, 1938, the United States attorney for the Southern District of Alabama, acting upon reports by the Secretary of Agri-

FD-1212-18-11-1938