

6963. Adulteration of frozen beans. U. S. v. 598 Cases and 598 Cases of Frozen Beans (and 2 other seizure actions against frozen beans). Default decrees of condemnation and destruction. (F. D. C. Nos. 13509 to 13511, incl. Sample Nos. 74834-F, 74835-F.)

LIBELS FILED: September 9, 1944, Northern District of Indiana.

ALLEGED SHIPMENT: On or about October 11, 1943, by the Southland Products Co., Webster, N. Y.

PRODUCT: 1,196 cases, 185 cases, and 21 cases, each containing 25 pounds, of frozen beans, at Elkhart, Ind.

This product was sour and decomposed.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: November 6, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

NUTS AND NUT PRODUCTS

6964. Adulteration of almonds in shell. U. S. v. 5 Bags of Almonds. Default decree of condemnation and destruction. (F. D. C. No. 13645. Sample No. 50093-F.)

LIBEL FILED: September 8, 1944, Western District of New York.

ALLEGED SHIPMENT: On or about October 15, 1943, by the California Almond Growers Exchange, from San Francisco, Calif.

PRODUCT: 5 bags, each containing 25 pounds, of almonds in shell, at Olean, N. Y.

LABEL, IN PART: "California Almonds Fancy Blue Diamond Brand * * * Variety I. X. L."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae.

DISPOSITION: October 9, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6965. Adulteration of shelled almonds. U. S. v. 1 Bag of Shelled Almonds. Consent decree of condemnation. Product ordered distributed to a Federal institution, for use as hog feed. (F. D. C. No. 13373. Sample No. 81857-F.)

LIBEL FILED: On or about August 22, 1944, District of Connecticut.

ALLEGED SHIPMENT: On or about February 8, 1944, by T. M. Duche & Sons, Inc., from Philadelphia, Pa.

PRODUCT: 1 bag, containing 110 pounds, more or less, of shelled almonds, at New Haven, Conn.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, insect excreta, and webbing.

DISPOSITION: September 12, 1944. The consignee having consented to the entry of an order for immediate destruction of the product, judgment of condemnation was entered and the product was ordered distributed to a Federal institution, for use as hog feed.

6966. Adulteration of shelled almonds. U. S. v. 1 Jute Bale of Shelled Almonds. Default decree of condemnation. Product ordered delivered to the National Zoological Park. (F. D. C. No. 13372. Sample No. 79599-F.)

LIBEL FILED: August 19, 1944, District of Columbia.

ALLEGED SHIPMENT: On or about July 14, 1944, from New York, N. Y.

PRODUCT: 1 jute bale, containing about 208 pounds, of shelled almonds, at Washington, D. C., in the possession of Original Velati's.

This product had been stored, after shipment, under insanitary conditions. The bag was rodent-gnawed and contained rodent pellets. Examination disclosed the presence of larvae, insect fragments, and rodent hair fragments.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 7, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to the National Zoological Park, for its use and not for sale.