

**7155. Adulteration of pinto beans. U. S. v. 160 Bags of Pinto Beans. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 12976. Sample No. 79487-F.)**

**LIBEL FILED:** July 19, 1944, Southern District of West Virginia.

**ALLEGED SHIPMENT:** On or about October 2, 1943, from Denver, Colo.

**PRODUCT:** 160 100-pound bags of pinto beans at Bradshaw, W. Va., in possession of Dry Fork Wholesale Grocery Co.

The product was stored under insanitary conditions after shipment. The bags were rodent-gnawed, and rodent pellets were observed on them. Examination of the sample showed that the product contained rodent excreta.

**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:** July 28, 1944. The Dry Fork Wholesale Grocery Co. having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The unfit portion was segregated and destroyed.

**7156. Adulteration of blackeyed peas. U. S. v. 325 Bags of Blackeyed Peas. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 13324. Sample No. 35297-F.)**

**LIBEL FILED:** On or about August 11, 1944, Southern District of Florida.

**ALLEGED SHIPMENT:** On or about February 20, 1943, by Hamilton and Co., from Modesto, Calif.

**PRODUCT:** 325 bags, each containing 100 pounds, of blackeyed peas at Tampa, Fla.

**LABEL, IN PART:** "California Black Eyes."

**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 insect-infested peas.

**DISPOSITION:** August 17, 1944. The C. C. Richardson Co., Tampa, Fla., claimant, having admitted the material allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was used for animal feed.

**7157. Adulteration of chili peppers. U. S. v. 105 Bags of Chili Peppers. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13783. Sample No. 65776-F.)**

**LIBEL FILED:** September 11, 1944, Southern District of New York.

**ALLEGED SHIPMENT:** On or about February 1, 1944, by Charles T. Wilson Co., Inc., Laredo, Tex.

**PRODUCT:** 105 bags, each containing approximately 92-pounds, of chili peppers at New York, N. Y.

**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 beetles, larvae, and insect excreta.

**DISPOSITION:** September 22, 1944. Charles T. Wilson Co., Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be cleaned and fumigated, or denatured for use as animal feed, under the supervision of the Food and Drug Administration.

#### FROZEN VEGETABLES

**7158. Adulteration of frozen asparagus. U. S. v. 200 Cartons of Frozen Asparagus. Default decree of condemnation and destruction. (F. D. C. No. 12921. Sample Nos. 76171-F, 76174-F.)**

**LIBEL FILED:** On or about July 14, 1944, Southern District of New York.

**ALLEGED SHIPMENT:** On or about June 5, 1944, by Genesee Valley Frozen Food, Vineland, N. J.

**PRODUCT:** 200 cartons, each containing 4 5-pound packages, of frozen asparagus at New York, N. Y.