

DISPOSITION: December 6, 1944. A plea of guilty having been entered on behalf of the defendant, a fine of \$100 was imposed.

8066. Adulteration of peanut butter. U. S. v. 137 Cases of Peanut Butter. Default decree of condemnation. Product ordered sold to be denatured. (F. D. C. No. 13121. Sample No. 72579-F.)

LIBEL FILED: August 5, 1944, Western District of Tennessee.

ALLEGED SHIPMENT: On or about June 12, 1944, by the Robertson Peanut Co., from Clayton, Ala.

PRODUCT: 137 cases, each containing 12 2-pound jars, of peanut butter, at Memphis, Tenn.

LABEL, IN PART: "Delicious Brand Peanut Butter."

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 rodent excreta and rodent hair fragments.

DISPOSITION: February 3, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold to be denatured under the supervision of the Federal Security Agency and disposed of for purposes other than human consumption.

8067. Adulteration of peanut butter. U. S. v. 33 Cases of Peanut Butter. Default decree of condemnation and destruction. (F. D. C. No. 14008. Sample No. 79664-F.)

LIBEL FILED: October 30, 1944, Eastern District of North Carolina.

ALLEGED SHIPMENT: On or about August 25, 1943, by the Sessions Co., Inc., from Enterprise, Ala.

PRODUCT: 33 cases, each containing 12 1-pound, 8-ounce jars, of peanut butter at Rocky Mount, N. C.

LABEL, IN PART: (Jars) "School Day Brand Peanut Butter * * * Made By Peanut Products Co. Enterprise, Ala."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the presence of rodent hair fragments, insect fragments, dirt, and rancid peanut butter.

DISPOSITION: March 12, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8068. Adulteration and misbranding of peanut butter. U. S. v. Texas Peanut Products Co. Plea of guilty. Fine, \$160. (F. D. C. No. 12522. Sample No. 41416-F.)

INDICTMENT RETURNED: September 26, 1944, Southern District of Texas, against the Texas Peanut Products Co., a corporation, Houston, Tex.

ALLEGED SHIPMENT: On or about September 23, 1943, from the State of Texas into the State of Louisiana.

LABEL, IN PART: (Jars) "Rich in The B Vitamin. Tom Sawyer Peanut Butter * * * Net Wt. 2 Pounds [or "¾ Pound," or "1 Pound"]."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of rat and mouse excreta pellet fragments containing hairs, and insect fragments; and, Section 402 (a) (4), it had been prepared, packed, and held under insanitary conditions whereby it may have become contaminated with filth.

Misbranding, Section 403 (a), the label statements, "Net Wt. 2 Pounds [or "1 Pound," or "¾ Pound]," were false and misleading as applied to the product, which was short-weight; and, Section 403 (e), the product failed to bear a label containing an accurate statement of the quantity of the contents of the jars.

DISPOSITION: March 8, 1945. A plea of guilty having been entered on behalf of the defendant, a fine of \$160 was imposed on all 4 counts.

8069. Adulteration and misbranding of peanut butter. U. S. v. 141 Cases of Peanut Butter. Default decree of condemnation. Product ordered sold for purposes other than human consumption. (F. D. C. No. 13177. Sample No. 72072-F.)

LIBEL FILED: August 12, 1944, Western District of Tennessee.

ALLEGED SHIPMENT: On or about November 11, 1943, by the Rainier Packing Co., from Montgomery, Ala.