

were completely or partially thawed out, and a large part of the product was decomposed.

LABEL, IN PART: "Chickens * * * Henlopen Poultry Co. [or "Caroline Poultry Farms," "Dover Dressed Poultry," or "Stockley Poultry Co.]."

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

DISPOSITION: July 6, 1945. The Pennsylvania Railroad Co., claimant, having admitted the allegations of the libels and the cases having been consolidated, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and converted into tankage under the supervision of the Food and Drug Administration.

8974. Adulteration of frozen poultry. U. S. v. 264 Boxes of Frozen Poultry. Default decree of condemnation. Product ordered sold. (F. D. C. No. 14564. Sample No. 83065-F.)

LABEL FILED: November 27, 1944, District of New Jersey.

ALLEGED SHIPMENT: On or about August 12, 1944, by the Canada Packers, Ltd., from London, Ontario, Canada.

PRODUCT: 264 boxes of frozen poultry at Jersey City, N. J.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: November 13, 1945. No claimant having appeared, judgment of condemnation was entered and it was ordered that the product be sold and that the purchaser execute a bond conditioned upon the separation of the good poultry from the bad, under the supervision of the Food and Drug Administration.

8975. Adulteration of frozen poultry. U. S. v. 209 Boxes of Frozen Poultry. Default decree of condemnation. Product ordered sold. (F. D. C. No. 14446. Sample No. 83066-F.)

LABEL FILED: November 27, 1944, District of New Jersey.

ALLEGED SHIPMENT: On or about August 12, 1944, by the Swift Canadian Company, from West Toronto, Ontario, Canada.

PRODUCT: 209 boxes of frozen poultry at Jersey City, N. J.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: November 13, 1945. No claimant having appeared, judgment of condemnation was entered and it was ordered that the product be sold and that the purchaser execute a bond conditioned upon the separation of the good poultry from the bad, under the supervision of the Food and Drug Administration.

NUTS AND NUT PRODUCTS*

8976. Adulteration of candy-covered peanuts. U. S. v. 10 Cases of Candy-Covered Peanuts. Default decree ordering product disposed of as animal feed. (F. D. C. No. 15476. Sample No. 31018-H.)

LABEL FILED: March 3, 1945, District of Utah.

ALLEGED SHIPMENT: On or about February 20, 1945, by the Reliable Nut Co., from Los Angeles, Calif.

PRODUCT: 10 cases, each containing 12 boxes of 24 1¼-ounce packages, of candy-covered peanuts at Richfield, Utah.

LABEL, IN PART: "Royal Seal Toasted Candy Covered Peanuts."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 21, 1945. No claimant having appeared, judgment was entered ordering the product fed to animals, as directed by the marshal.

8977. Adulteration of peanut butter. U. S. v. 319 Cases of Peanut Butter. Default decree of condemnation and destruction. (F. D. C. No. 15325. Sample No. 11611-H.)

LABEL FILED: February 26, 1945, District of Massachusetts.

ALLEGED SHIPMENT: On or about July 1 and 21 and August 16, 1944, by Southgate Foods, from Norfolk, Va.

*See also No. 8850.

PRODUCT: 319 cases, each containing 12 2-pound jars, of peanut butter at Boston, Mass.

LABEL, IN PART: (Jars) "Lynnhaven Brand Peanut Butter."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of dirt.

DISPOSITION: April 2, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8978. Adulteration of peanut butter. U. S. v. 63 Cases of Peanut Butter. Decree of condemnation and destruction. (F. D. C. No. 15757. Sample No. 32030-H.)

LIBEL FILED: April 3, 1945, District of Arizona.

ALLEGED SHIPMENT: On or about February 26, 1945, by the Morris Rosenberg Co., from Los Angeles, Calif.

PRODUCT: 14½ cases, each containing 24 8-ounce jars, 24½ cases, each containing 24 1-pound jars, and 24 cases, each containing 12 1½-pound jars, of peanut butter at Mesa, Ariz.

LABEL, IN PART: (Jars) "Rose Brand Peanut Butter."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 29, 1945. The Allied Sales Co., Phoenix, Ariz., and Morris Rosenberg Co., claimants, having had tests made of samples and having announced that they did not desire to contest the action, judgment of condemnation was entered and the product was ordered destroyed.

8979. Adulteration of cracked pecans. U. S. v. 39 Bags of Pecan Meats and Shell. Default decree of condemnation and destruction. (F. D. C. No. 15604. Sample No. 32027-H.)

LIBEL FILED: March 10, 1945, Western District of Texas.

ALLEGED SHIPMENT: On or about February 24, 1945, by the Morris Rosenberg Co., from Los Angeles, Calif.

PRODUCT: 39 bags, containing approximately 4,114 pounds, of cracked pecans at El Paso, Tex.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments, larvae, flies, and insect fragments.

DISPOSITION: May 1, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8980. Adulteration of shelled black walnuts. U. S. v. 1 Barrel of Black Walnuts. default decree of condemnation and destruction. (F. D. C. No. 15711. Sample No. 732-H.)

LIBEL FILED: March 21, 1945, Northern District of Georgia.

ALLEGED SHIPMENT: On or about April 8, 1944, from Broadway, Va.

PRODUCT: 1 barrel, containing about 150 pounds, of black walnuts at Atlanta, Ga., in the possession of the Atlantic Co. This product had been stored under insanitary conditions after shipment. Rodent pellets were observed on the barrel head, and examination showed that the product contained rodent excreta pellets and rodent hairs.

NATURE OF CHARGE: 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: May 1, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8981. Adulteration of walnut meats. U. S. v. 540 Cartons of Walnut Meats. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15729. Sample Nos. 11223-H, 11230-H.)

LIBEL FILED: March 21, 1945, District of Massachusetts.

ALLEGED SHIPMENT: On or about January 22, 1945, by the Martin Donig Nut Co., from San Jose, Calif.

PRODUCT: 388 25-pound cartons and 152 23-pound cartons of walnut meats at Boston, Mass.