

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 insect fragments and larvae.

DISPOSITION: April 5, 1945. The David G. Evans Coffee Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be brought into compliance with the law or destroyed under the supervision of the Food and Drug Administration.

9131. Adulteration of chili peppers. U. S. v. 33 Bales and 98 Bales of Chili Peppers. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 15609, 15643. Sample Nos. 22634-H, 22635-H.)

LIBELS FILED: March 9 and 17, 1945, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 22 and February 3, 1944, by the Mexican Products Co., from Laredo, Tex.

PRODUCT: 131 500-pound bales of chili peppers at St. Louis, Mo.

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 beetles, larvae, and insect excreta.

DISPOSITION: April 5, 1945. The David G. Evans Coffee Co., St. Louis, Mo., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond to be destroyed or brought into compliance with the law, under the supervision of the Food and Drug Administration.

9132. Adulteration of canned sauerkraut. U. S. v. 74 Cases and 93 Cases Canned Kraut. Default decrees of condemnation and destruction. (F. D. C. Nos. 16098, 16155. Sample Nos. 239-H, 241-H, 244-H.)

LIBELS FILED: May 4 and 21, 1945, Western District of South Carolina.

ALLEGED SHIPMENT: On or about March 23 and April 7, 1945, by and for L. P. Moser, from Mineral Springs and Charlotte, N. C.

PRODUCT: 74 cases and 93 cases, each containing 12 1-quart jars, of sauerkraut at Rock Hill and Gaffney, S. C. Examination showed that the article had undergone spoilage.

LABEL, IN PART: "One Quart Home Made Kraut."

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

DISPOSITION: June 11 and 26, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

9133. Adulteration of sauerkraut. U. S. v. 773 Cases of Sauerkraut. Default decree of condemnation and destruction. (F. D. C. No. 16388. Sample No. 27397-H.)

LIBEL FILED: June 22, 1945, District of Oregon.

ALLEGED SHIPMENT: On or about March 24, 1945, by the Milford Packing Co., from Milford, Del.

PRODUCT: 773 cases, each containing 12 1-quart jars, of sauerkraut at Portland, Oreg. The product was undergoing active fermentation.

LABEL, IN PART: "Leibo Brand Sauerkraut * * * Packed by Leibowitz Pickle Products Brooklyn, N. Y."

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

DISPOSITION: August 8, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9134. Adulteration and misbranding of sauerkraut. U. S. v. 17 Cases, 69 Cases, and 119 Cases of Sauerkraut. Default decrees ordering that a portion of the product be delivered to public institutions and that the remainder be condemned and destroyed. (F. D. C. Nos. 15982, 16194, 16740. Sample Nos. 12943-H, 13727-H, 13863-H.)

LIBELS FILED: Between April 30 and June 22, 1945, Northern and Southern Districts of Ohio.

ALLEGED SHIPMENT: Between the approximate dates of March 28 and April 23, 1945, by the Kokomo Packing Co., from Kokomo, Ind.