

10172. Adulteration of canned turnip greens. U. S. v. 163 Cases of Canned Turnip Greens. Default decree of condemnation. Product ordered delivered to a public institution. (F. D. C. No. 17596. Sample No. 384-H.)

LIBEL FILED: September 24, 1945, Southern District of Florida.

ALLEGED SHIPMENT: On or about April 12 and 19 and June 26, 1945, by the South Atlantic Canning Co., from Mount Pleasant, S. C.

PRODUCT: 163 cases, each containing 6 6-pound, 2-ounce cans, of turnip greens at Jacksonville, Fla.

LABEL, IN PART: "I-Dine [or "Cooper River"] Brand Turnip Greens."

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

DISPOSITION: December 12, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as stock feed.

10173. Misbranding of vegetable cocktail. U. S. v. 188 Cases of Vegetable Cocktail. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17007. Sample No. 36621-H.)

LIBEL FILED: August 21, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about July 17, 1945, by Puritan Food Products, Inc., from Chicago, Ill.

PRODUCT: 188 cases, each containing 12 1-quart bottles, of vegetable cocktail at Seattle, Wash. The product was short-volume.

LABEL, IN PART: "Market-Wise Satisfies Contents 1 Quart Vegetable Cocktail."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the label of the article failed to contain an accurate statement of the quantity of the contents.

DISPOSITION: November 23, 1945. Safeway Stores, Inc., Seattle, Wash., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Food and Drug Administration.

NUTS

10174. Misbranding of glace almonds. U. S. v. 97 Cases of Glace Almonds. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17425. Sample No. 28889-H.)

LIBEL FILED: September 11, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about August 6, 1945, by McGarry Nut Products, Ltd., from Chicago, Ill.

PRODUCT: 97 cases, each containing 24 cellophane bags, of glace almonds at Seattle, Wash. Examination showed that the product was short of the declared weight.

LABEL, IN PART: "Dan-Dee Glace Almonds Net Wt. 7 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: October 26, 1945. McGarry Nut Products, Ltd., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be repacked and relabeled under the supervision of the Food and Drug Administration.

10175. Adulteration of filberts. U. S. v. 23 Bags of Filberts. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17260. Sample No. 30898-H.)

LIBEL FILED: August 31, 1945, Southern District of California.

ALLEGED SHIPMENT: On or about January 11, 1945, by the Metropolitan Pool Car Association, from New York, N. Y.

PRODUCT: 23 bags, each containing approximately 110 pounds, of shelled Barcelona filberts at Los Angeles, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-damaged nuts, larvae, insect excreta, and webbing.

DISPOSITION: September 21, 1945. The Harry P. Ritchie Co., Los Angeles, Calif., claimant, having consented to the entry of a decree, 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 Federal Security Agency.

10176. Adulteration of peanuts. U. S. v. 126 Bags of Peanuts. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17261. Sample Nos. 30896-H, 30897-H.)

LIBEL FILED: August 31, 1945, Southern District of California.

ALLEGED SHIPMENT: On or about February 5, 1945, by the Wells Brokerage and Distributing Co., from Plymouth, N. C.

PRODUCT: 87 100-pound bags of "No. 1" peanuts and 39 100-pound bags of "medium" peanuts at Los Angeles, Calif.

LABEL, IN PART: "No. 1 [or "Medium"] Virginia Shelled Peanuts Farmers Cotton and Peanut Co., Plymouth, N. C."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-damaged peanuts, insect excreta, and webbing.

DISPOSITION: September 21, 1945. The Harry P. Ritchie Co., Los Angeles, Calif., claimant, having consented to the entry of a decree, 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 Federal Security Agency.

10177. Adulteration and misbranding of salted peanuts. U. S. v. 14 Cases of Salted Peanuts. Default decree of condemnation and destruction. (F. D. C. No. 9417. Sample No. 30554-F.)

LIBEL FILED: March 5, 1943, Western District of Washington.

ALLEGED SHIPMENT: On or about February 2, 1943, by Reliable Nut Co., from Los Angeles, Calif.

PRODUCT: 14 cases, each containing 12 cartons, of salted peanuts at Seattle, Wash. Each carton contained 24 1-ounce packages.

LABEL, IN PART: (Cartons) "Ingredients—Peanuts, Salt, Pure Vegetable Oil Royal Seal Salted Peanuts Spanish Salted Peanuts."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), salted peanuts containing mineral oil, had been substituted in whole or in part for salted peanuts containing pure vegetable oil, which the product purported and was represented to be. Misbranding, Section 403 (a), the label statements, "Ingredients—Peanuts, Salt, Pure Vegetable Oil" and "Ingredients—Peanuts, Salt, Pure Veg. Oil," were false and misleading.

DISPOSITION: June 29, 1943. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10178. Adulteration of shelled walnuts. U. S. v. 160 Cartons of Shelled Walnuts. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15943. Sample No. 18989-H.)

LIBEL FILED: April 24, 1945, District of Minnesota.

ALLEGED SHIPMENT: On or about February 3, 1945, by the Davis Nut Shelling Co., from Los Angeles, Calif.

PRODUCT: 160 25-pound cartons of shelled walnuts at St. Paul, Minn.

LABEL, IN PART: "Davis-Pakt Shelled Walnuts Standard Amber Halves & Pieces."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of insect-infested and moldy walnuts.

DISPOSITION: July 5, 1945. Griggs Cooper and Co., St. Paul, Minn., claimant, having consented to the entry of a decree, 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 Federal Security Agency.