

12732. Adulteration of brazil nuts. U. S. v. 10 Boxes * * *. (F. D. C. No. 24162. Sample No. 12234-K.)

LIBEL FILED: December 1, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 15, 1947, by William A. Higgins & Co., Inc., from New York, N. Y.

PRODUCT: 10 40-pound boxes of brazil nuts at Allentown, Pa.

LABEL, IN PART: "New Crop Holly Brand Brazil Nuts."

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 wormy brazil nuts and of a decomposed substance by reason of the presence of moldy and otherwise decomposed brazil nuts, and it was otherwise unfit for food by reason of the presence of empty shells.

DISPOSITION: January 19, 1948. Default decree of condemnation and destruction.

12733. Adulteration of filberts. U. S. v. 30 Bags * * *. (F. D. C. No. 24133. Sample No. 12224-K.)

LIBEL FILED: November 25, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 16, 1947, by Wm. A. Higgins & Co., Inc., from New York, N. Y.

PRODUCT: 30 100-pound bags of filberts at Philadelphia, Pa.

LABEL, IN PART: "Ensign Brand Oregon No. 1 Large Barcelona Filberts Packed by Rosenberg Bros. & Co., San Francisco, Calif."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), empty shells had been substituted in whole or in part for filberts.

DISPOSITION: December 10, 1947. Wm. A. Higgins & Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation and removal of the unfit portion, under the supervision of the Federal Security Agency.

12734. Adulteration of peanuts. U. S. v. 38 Bags * * *. (F. D. C. No. 24109. Sample No. 12308-K.)

LIBEL FILED: November 17, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 13, 1947, by the Farmers Gin & Warehouse Co., from Blakely, Ga.

PRODUCT: 38 bags, each containing 125 pounds, of peanuts at Philadelphia, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained an added deleterious substance, sulfuric acid, which is unsafe within the meaning of the law, since it is a substance not required in the production of the article and could have been avoided by good manufacturing practice.

DISPOSITION: December 18, 1947. Default decree of condemnation and destruction.

12735. Adulteration of mixed nuts. U. S. v. 207 Cases * * *. (F. D. C. No. 24110. Sample No. 12222-K.)

LIBEL FILED: November 18, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 30, 1947, by the Graham Co., Inc., New York, N. Y.

PRODUCT: 207 cases, each containing 24 1-pound boxes, of mixed nuts at Philadelphia, Pa.

LABEL, IN PART: "Redbow Extra Fancy Mixed Nuts Walnuts—Almonds—Brazils—Pecans—Filberts."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of moldy and rancid brazil nuts.

DISPOSITION: January 7, 1948. Default decree of condemnation and destruction.

12736. Adulteration of salted nuts. U. S. v. 6 Cartons, etc. (F. D. C. No. 23890. Sample Nos. 3503-K, 3540-K.)

LIBEL FILED: November 3, 1947, District of Maryland.

ALLEGED SHIPMENT: On or about October 8, 1947, by the Kelling Nut Company, from Passaic, N. J.