

13172. Adulteration of pecan meats. U. S. v. Marion H. Felder, plant manager of the Orangeburg Pecan Co. Plea of guilty. Sentence of 240 days' imprisonment and fine of \$1,200. Upon payment of fine, jail sentence suspended and defendant placed on 1 year's probation. (F. D. C. No. 21553. Sample Nos. 1913-H, 4656-H, 8996-H, 41754-H.)

INFORMATION FILED: April 14, 1947, Eastern District of South Carolina, against Marion H. Felder, plant manager of the Orangeburg Pecan Co., Orangeburg, S. C.

ALLEGED SHIPMENT: On or about October 19, 1945, and March 13 and 23 and April 19, 1946, from the State of South Carolina into the States of Pennsylvania, New York, West Virginia, and Georgia.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a decomposed substance by reason of the presence of moldy, rancid, shriveled, and otherwise decomposed pecans.

DISPOSITION: November 1, 1947. A plea of guilty having been entered, the defendant was sentenced to 240 days in jail and fined \$1,200. On November 21, 1947, upon payment of the \$1,200 fine, the remainder of the sentence was suspended and the defendant was placed on 1 year's probation.

13173. Adulteration of pecan meats. U. S. v. 70 Cases * * *. (F. D. C. No. 22856. Sample Nos. 69084-H, 69085-H.)

LIBEL FILED: April 23, 1947, Northern District of Illinois.

ALLEGED SHIPMENT: On or about February 13, 1947, by the Acker Pecan & Produce Co., from Albany, Ga.

PRODUCT: 70 25-pound cases of pecan meats at Chicago, Ill.

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 *E. coli* in 26 cases and rodent hairs in 44 cases; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: August 5, 1947. L. D. Acker, trading as the Acker Pecan & Produce Co., 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 by washing to remove all filth, by drying and heating in order to kill any contaminating organisms, and by segregating and denaturing any unfit portion for use as animal feed, under the supervision of the Food and Drug Administration.

13174. Adulteration of pecans. U. S. v. 14 Bags * * *. (F. D. C. No. 24165. Sample No. 12230-K.)

LIBEL FILED: December 4, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 17, 1947, by the Consolidated Pecan Sales Co., from Albany, Ga.

PRODUCT: 14 bags, each containing 100 pounds, of pecans at Philadelphia, Pa.

LABEL, IN PART: "Apex Large Pecans."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy and otherwise decomposed pecans, and it was otherwise unfit for food by reason of the presence of shriveled pecans.

DISPOSITION: June 21, 1948. The Shingler Pecan Co., the sole intervener, having failed to answer or otherwise plead, judgment of condemnation and destruction was entered.

13175. Adulteration of walnuts. U. S. v. 35 Cartons * * *. (F. D. C. No. 17174. Sample Nos. 29890-H, 29892-H, 29893-H.)

LIBEL FILED: August 23, 1945, Territory of Hawaii.

ALLEGED SHIPMENT: On or about July 27, 1945, by American Factors, Ltd., from San Francisco, Calif.

PRODUCT: 35 25-pound cartons of walnuts at Honolulu, T. H.

LABEL, IN PART: "Ruby Grade Sunset Brand Sunset Nut Shelling Co. San Francisco, California."