

The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 31, 1949. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution, for use as animal or poultry feed.

NUTS AND NUT PRODUCTS

15390. Adulteration of filberts. U. S. v. 222 Bags, etc. (F. D. C. No. 25183. Sample Nos. 30344-K, 30345-K.)

LIBEL FILED: July 19, 1948, Southern District of California.

ALLEGED SHIPMENT: On or about August 28, 1946, from Italy.

PRODUCT: 499 bags, each containing approximately 100 pounds, of filberts at Los Angeles, Calif.

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, rancid, and decomposed filberts, and was otherwise unfit for food by reason of the presence of empty shells. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 21, 1948. Rose Foods, Inc., Los Angeles, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released to the claimant for the purpose of segregating, reconditioning, and/or fumigating, under the supervision of the Federal Security Agency. Of the 54,890 pounds of nuts seized, 51,806 pounds of fit nuts were salvaged.

15391. Adulteration of shelled peanuts. U. S. v. 21 Bags * * *. (F. D. C. No. 27697. Sample No. 47174-K.)

LIBEL FILED: August 16, 1949, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about May 26, 1949, from Suffolk, Va.

PRODUCT: 21 100-pound bags of shelled peanuts at Pittsburgh, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of being insect infested. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 19, 1949. Default decree of condemnation and destruction.

15392. Adulteration of shelled pecans. U. S. v. 33 Boxes * * *. (F. D. C. No. 27385. Sample No. 16941-K.)

LIBEL FILED: May 25, 1949, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about April 22, 1949, by the McRae Pecan Products Co., from McRae, Ga.

PRODUCT: 33 30-pound boxes of shelled pecans at Milwaukee, Wis.

LABEL, IN PART: "Pecan Granules."

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 *E. coli*.

DISPOSITION: October 11, 1949. Default decree of condemnation and destruction.