

PRODUCT: 17,952 pounds of dressed poultry in 434 boxes at Council Bluffs, Iowa.
LABEL, IN PART: "Fancy Better Fed Blue Diamond 12 Pieces [or "Red Diamond 12 Head"] Fowl Packed By Blue Star Produce Inc. Gen. Off. Co. Bluffs, Ia."

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 rodent excreta and poultry manure; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 3, 1950. Blue Star Foods, Inc., Council Bluffs, Iowa, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reconditioning under the supervision of the Federal Security Agency. The product was reconditioned by washing and cleaning.

15994. Adulteration of turkeys. U. S. v. 2,034 Pounds * * *. (F. D. C. No. 28480. Sample No. 8656-K.)

LIBEL FILED: December 28, 1949, Southern District of New York.

ALLEGED SHIPMENT: On or about November 7, 1949, by the Wisconsin Turkey Marketing Coop., from Barron, Wis.

PRODUCT: 2,034 pounds of chilled turkeys in 12 boxes at New York, N. Y. Examination showed the presence of diseased turkeys.

NATURE OF CHARGE: Adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: January 12, 1950. Default decree of condemnation and destruction.

NUTS AND NUT PRODUCTS

15995. Adulteration of brazil nuts. U. S. v. 313 Bags * * *. (F. D. C. No. 28669. Sample No. 56698-K.)

LIBEL FILED: On or about January 9, 1950, Southern District of New York.

ALLEGED SHIPMENT: The product was imported from Brazil.

PRODUCT: 313 bags, each containing 100-pounds of brazil nuts at New York, N. Y.

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

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 brazil nuts.

DISPOSITION: January 20, 1950. William A. Higgins & Co., Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for segregation of the fit from the unfit portion and destruction of the latter, under the supervision of the Food and Drug Administration. Segregation operations resulted in the salvage of 29,896 pounds.

15996. Adulteration of peanuts. U. S. v. 320 Bags * * *. (F. D. C. No. 27970. Sample Nos. 34670-K, 34671-K.)

LIBEL FILED: November 4, 1949, Southern District of California.

ALLEGED SHIPMENT: On or about July 7, 1949, from Ahoskie, N. C.

PRODUCT: 320 bags, each containing 100 pounds, of peanuts at Fresno, Calif.

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 insects.

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

DISPOSITION: December 8, 1949. David der Hairbedian, trading as David & Sons, of Fresno, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

On January 9 and March 6, 1950, orders were entered extending the time for completion of the reconditioning operations. As a result of these operations, during which the good nuts were separated from the bad, 17,300 pounds of nuts that were fit for human consumption were salvaged, and the remainder of the seized goods, 13,900 pounds, was denatured.

15997. Adulteration of pecans. U. S. v. 55 Bags * * * (and 3 other seizure actions). (F. D. C. Nos. 28381, 28382, 28384, 28433. Sample Nos. 50396-K, 50397-K, 51071-K, 64616-K.)

LIBELS FILED: November 28 and 29 and December 9, 1949, Western District of Washington, District of Oregon, and District of Minnesota.

ALLEGED SHIPMENT: On or about September 15 and October 3, 1949, by the Consolidated Pecan Sales Co., from Albany, Ga.

PRODUCT: Pecans. 205 50-pound bags at Seattle, Wash., 100 100-pound bags at Portland, Oreg., and 187 cases, each containing 25 1-pound bags, at Minneapolis, Minn.

LABEL, IN PART: "King Cole * * * Papershell 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, rancid, and otherwise decomposed pecans.

DISPOSITION: December 23 1949, and January 10 and 31, 1950. The Consolidated Pecan Sales Co. appeared as claimant in all cases, and the Seattle cases were consolidated. The claimant having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration. Salvaging operations resulted in the segregation and destruction of approximately 12.5% of the seized nuts.

15998. Adulteration of walnuts. U. S. v. 12 Cases, etc. (F. D. C. No. 28282. Sample Nos. 56681-K, 56682-K.)

LIBEL FILED: November 18, 1949, Southern District of New York.

ALLEGED SHIPMENT: On or about December 14, 1948, by Niayesh & Co., from Iran.

PRODUCT: Walnuts. 12 55-pound cases and 9 33-pound cases at New York, N. Y.

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-infested nuts.

DISPOSITION: February 3, 1950. The Fulton Trading & Commission Co., New York, N. Y., agent for the Isthmian Steamship Co., claimant, having con-