

NUTS

16691. Adulteration of brazil nuts. U. S. v. 94 Bags * * *. (F. D. C. No. 29509. Sample No. 85533-K.)

LIBEL FILED: August 1, 1950, District of Minnesota.

ALLEGED SHIPMENT: On or about December 9, 1949, from New York, N. Y.

PRODUCT: 94 100-pound bags of brazil nuts at Minneapolis, Minn., in possession of the Security Warehouse Co.

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-gnawed nuts and rodent pellets; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 8, 1950. The Tew-Harper Co., Minneapolis, Minn., 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 segregation and reprocessing, under the supervision of the Federal Security Agency. The segregation operations resulted in the release of 81 bags of the product as fit for human consumption; the remaining 13 bags of the product were reconditioned by washing; and 10 pounds of nuts, which were found to be rodent-damaged or otherwise defective, were destroyed.

16692. Adulteration of cashew nuts. U. S. v. 52 Cases * * *. (F. D. C. No. 29268. Sample Nos. 35144-K, 35145-K.)

LIBEL FILED: June 12, 1950, Northern District of California.

ALLEGED SHIPMENT: On or about March 16, 1950, by Pan American Food Co., Inc., from New York, N. Y.

PRODUCT: 52 cases, each containing 2 25-pound tins, of cashew nuts at San Francisco, 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 insect-infested cashews.

DISPOSITION: July 18, 1950. The Sun Crown Food Corp., San Francisco, 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. The unfit portion was segregated, resulting in the salvage of 766 pounds of cashew nuts out of approximately 900 pounds seized. The rejects were destroyed.

16693. Adulteration of pecan meats. U. S. v. 8 Cases * * *. (F. D. C. No. 29517. Sample No. 78653-K.)

LIBEL FILED: August 8, 1950, District of Montana.

ALLEGED SHIPMENT: On or about June 23, 1950, by Associated Food Stores, Inc., from Salt Lake City, Utah.

PRODUCT: 8 cases, each containing 24 8-ounce packages, of pecan meats at Helena, Mont.

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 insects.

DISPOSITION: October 4, 1950. Default decree of condemnation. The court ordered that the product be denatured and delivered to a State agency for use as animal feed.

16694. Adulteration of walnut meats. U. S. v. 5 Cases * * *. (F. D. C. No. 29569. Sample No. 68460-K.)

LIBEL FILED: September 5, 1950, Western District of Washington.

ALLEGED SHIPMENT: On or about August 25, 1950, by the Tigard Nut Packing Co., from Tigard, Oreg.

PRODUCT: 5 25-pound cases of walnut meats at Seattle, Wash.

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 excreta and webbing.

DISPOSITION: September 29, 1950. Default decree of condemnation and destruction.

POULTRY

16695. Adulteration of dressed turkeys. U. S. v. Altura Rex Turkeys, Inc., and Edward J. Simon. Pleas of nolo contendere. Each defendant fined \$500. (F. D. C. No. 29161. Sample Nos. 60016-K to 60020-K, incl.)

INFORMATION FILED: On or about June 26, 1950, District of Minnesota, against Altura Rex Turkeys, Inc., Altura, Minn., and Edward J. Simon, secretary-treasurer of the corporation.

ALLEGED SHIPMENT: On or about September 30 and October 3, 12, and 14, 1949, from the State of Minnesota into the State of Illinois.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance; and, Section 402 (a) (5), the article was in part the product of a diseased animal.

DISPOSITION: October 31, 1950. Pleas of nolo contendere having been entered, the court fined each defendant \$500.

16696. Adulteration of dressed chickens. U. S. v. Frank J. Peterson (F. J. Peterson Co.). Plea of nolo contendere. Fine of \$150, plus costs. (F. D. C. No. 29147. Sample No. 43320-K.)

INFORMATION FILED: August 23, 1950, Northern District of Iowa, against Frank J. Peterson, trading as the F. J. Peterson Co., Maquoketa, Iowa.

ALLEGED SHIPMENT: On or about November 16, 1949, from the State of Iowa into the State of Illinois.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of mouse pellets; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: August 23, 1950. A plea of nolo contendere having been entered the court imposed a fine of \$150, plus costs.

16697. Adulteration of dressed poultry. U. S. v. 8 Crates * * *. (F. D. C. No. 29686. Sample No. 73129-K.)

LIBEL FILED: August 14, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about August 1, 1950, by the Millsboro Poultry Co., from Millsboro, Del.