

DISPOSITION: January 19, 1951. The Gold Kist Pecan Growers, 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 Food and Drug Administration. Salvage operations were unsuccessful, and the product was converted into animal feed.

17241. Adulteration of brazil nuts. U. S. v. 75 Bags * * *. (F. D. C. No. 30133. Sample No. 43725-K.)

LIBEL FILED: November 14, 1950, Southern District of Ohio.

ALLEGED SHIPMENT: On or about October 11, 1950, by Wm. A. Higgins Co., Inc., from New York, N. Y.

PRODUCT: 75 bags of brazil nuts at Cincinnati, Ohio.

LABEL, IN PART: "Holly 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 decomposed nuts, and it was otherwise unfit for food by reason of the presence of rancid and shriveled nuts and empty shells.

DISPOSITION: December 6, 1950. Wm. A. Higgins Co., Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation of the fit from the unfit portion, under the supervision of the Food and Drug Administration. Salvaging operations resulted in the release of 6,700 pounds of brazil nuts and the destruction of 417 pounds which were unfit.

17242. Adulteration of brazil nuts. U. S. v. 128 Cartons * * *. (F. D. C. No. 30242. Sample Nos. 73043-K, 73044-K.)

LIBEL FILED: November 9, 1950, District of New Jersey.

ALLEGED SHIPMENT: On or about October 13 and 31, 1950, by Baker & Williams, Inc., from New York, N. Y.

PRODUCT: 128 cartons, each containing 24 1-pound bags, of brazil nuts at Jersey City, N. J.

LABEL, IN PART: (Bag) "Cliff House Selected Hand Picked 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 nuts, and it was otherwise unfit for food by reason of the presence of rancid nuts.

DISPOSITION: December 12, 1950. The Biddle Purchasing Co., New York, N. Y., 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, conditioned that the nuts be cracked and that the unfit be segregated and destroyed, under the supervision of the Food and Drug Administration. Of the total amount seized, 3,072 pounds, 715 pounds were found to be good and were released.

17243. Adulteration of unshelled almonds. U. S. v. 5 Bags * * *. (F. D. C. No. 30266. Sample No. 93109-K.)

LIBEL FILED: On or about November 27, 1950, Northern District of Georgia.

ALLEGED SHIPMENT: On or about October 19, 1949, from Sacramento, Calif.

PRODUCT: 5 25-pound bags of unshelled almonds at Atlanta, Ga.

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 20, 1950. Default decree of condemnation. The court ordered that the nuts be delivered to a Federal institution, conditioned that they be cracked and that the insect-infested portion be used for animal feed and that the good portion be used for human food.

SPICES, FLAVORS, AND SEASONING MATERIALS

17244. Adulteration of ground black pepper. U. S. v. Lewis I. Temkin (LaSalle Mfg. Co.). Plea of guilty. Fine of \$500, plus costs. (F. D. C. No. 29631. Sample Nos. 1691-K, 63695-K.)

INDICTMENT RETURNED: December 5, 1950, Northern District of Illinois, against Lewis I. Temkin, trading as the LaSalle Mfg. Co., Chicago, Ill.

ALLEGED SHIPMENT: On or about May 5 and 26, 1949, from the State of Illinois into the State of Georgia.

LABEL, IN PART: "Florence Nightingale * * * Ground Black Pepper Packed By LaSalle Mfg. Co. Chicago, Ill."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), soybean meal and buckwheat hulls had been substituted in part for ground black pepper.

DISPOSITION: April 11, 1951. A plea of guilty having been entered, the court imposed a fine of \$500, plus costs.

17245. Adulteration of chili powder. U. S. v. Christopher L. Prats (C. L. Prats Chili Co.). Plea of nolo contendere. Fine, \$200. (F. D. C. No. 29145. Sample No. 71273-K.)

INFORMATION FILED: April 20, 1950, District of Arizona, against Christopher L. Prats, trading as the C. L. Prats Chili Co., Douglas, Ariz.

ALLEGED SHIPMENT: On or about December 3, 1949, from the State of Arizona into the State of California.

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 rodent hairs and insect fragments.

DISPOSITION: March 19, 1951. A plea of nolo contendere having been entered, the court fined the defendant \$200.

17246. Adulteration of Spanish thyme. U. S. v. 29 Bags * * *. (F. D. C. No. 30490. Sample No. 11851-L.)

LABEL FILED: January 22, 1951, Southern District of Ohio.

ALLEGED SHIPMENT: On or about May 19, 1950, from New York, N. Y.

PRODUCT: 29 bags, each containing 85 pounds, of Spanish thyme at Cincinnati, Ohio.

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, insect fragments, and insect excreta. It was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: March 12, 1951. Default decree of condemnation and destruction.