

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 almonds, and it was otherwise unfit for food by reason of the presence of gummy almonds.

DISPOSITION: January 16, 1953. The cases having been consolidated and the shipper, claimant, having consented to the entry of a decree, judgment of condemnation was entered. The court ordered that the product be released under bond for the shelling, segregation, and destruction of the unfit portion, under the supervision of the Federal Security Agency. 169 pounds of the product were found unfit and were destroyed.

20139. Adulteration of unshelled brazil nuts. U. S. v. 10 Cases * * *. (F. D. C. No. 34484. Sample No. 48466-L.)

LIBEL FILED: December 11, 1952, Southern District of Iowa.

ALLEGED SHIPMENT: On or about October 30, 1952, by Wm. A. Higgins & Co., Inc., from New York, N. Y.

PRODUCT: 10 cases, each containing 25 1-pound bags, of unshelled brazil nuts at Davenport, Iowa.

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

DISPOSITION: January 13, 1953. Default decree of condemnation and destruction.

20140. Adulteration of unshelled pecans. U. S. v. 34 Bags * * *. (F. D. C. No. 34485. Sample No. 56722-L.)

LIBEL FILED: December 22, 1952, Northern District of Indiana.

ALLEGED SHIPMENT: On or about December 5, 1952, by Flatow, Riley & Co., from Cincinnati, Ohio.

PRODUCT: 34 50-pound bags of unshelled pecans at Fort Wayne, Ind.

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 decomposed nuts.

DISPOSITION: February 23, 1953. Default decree of condemnation and destruction.

20141. Adulteration of shelled walnuts. U. S. v. 45 Boxes * * *. (F. D. C. No. 34418. Sample No. 2260-L.)

LIBEL FILED: December 18, 1952, Southern District of Florida.

ALLEGED SHIPMENT: On or about December 11, 1951, from Modesto, Calif.

PRODUCT: 45 25-pound boxes of shelled walnuts at Jacksonville, Fla.

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

DISPOSITION: January 19, 1953. Default decree of condemnation and destruction.