

20235. Adulteration of dressed poultry. U. S. v. 211 Pounds, etc. (F. D. C. No. 34939. Sample Nos. 45254-L, 45255-L.)

LIBEL FILED: April 20, 1953, District of Rhode Island.

ALLEGED SHIPMENT: On or about March 19, 1953, from Boston, Mass., by Thorndike & Gerrish, Inc.

PRODUCT: Dressed poultry. 211 pounds in 3 crates and 148 pounds in 2 crates at Providence, R. I.

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 birds which were contaminated with fecal matter; and, Section 402 (a) (5), the article was in whole or in part the product of an animal which had died otherwise than by slaughter.

DISPOSITION: May 5, 1953. Default decree of condemnation and destruction.

20236. Adulteration of dressed poultry. U. S. v. 225 Pounds * * *. (F. D. C. No. 34881. Sample No. 49558-L.)

LIBEL FILED: March 11, 1953, Southern District of New York.

ALLEGED SHIPMENT: On or about February 23, 1953, by the Fort Halifax Packing Co., from Winslow, Maine.

PRODUCT: 225 pounds of dressed poultry in 4 crates at New York, N. Y.

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 birds which were contaminated with fecal matter; and, Section 402 (a) (5), it was in part the product of a diseased animal.

DISPOSITION: April 28, 1953. Default decree of condemnation. The court ordered that a portion of the product be delivered to the Food and Drug Administration and that the remainder be destroyed.

NUTS AND NUT PRODUCTS

20237. Adulteration of unshelled almonds and brazil nuts. U. S. v. 10 Bags, etc. (and 1 other seizure action). (F. D. C. Nos. 34403, 34404. Sample Nos. 14471-L to 14473-L, incl.)

LIBELS FILED: December 10, 1952, District of Colorado.

ALLEGED SHIPMENT: On or about November 3, 1952, by the Sunset-Sternau Food Co., from Modesto, Calif.

PRODUCT: 10 80-pound bags of unshelled almonds and 13 100-pound bags of unshelled brazil nuts at Denver, Colo.

LABEL, IN PART: (Bag) "California Almonds IXL Sunset Brand Nuts" and "Large Medium Brazil Nuts."

NATURE OF CHARGE: Almonds. Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested almonds, and of a decomposed substance by reason of the presence of moldy almonds; and it was otherwise unfit for food by reason of the presence of gummy almonds.

Brazil nuts. Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested brazil nuts, and of a decomposed substance by reason of the presence of moldy and otherwise decomposed brazil nuts; and it was otherwise unfit for food by reason of the presence of rancid brazil nuts and empty shells.