

**29892. Adulteration of shelled pecans. U. S. v. 4 Barrels of Shelled Pecans. Consent decree of condemnation. Product released under bond. (F. & D. No. 43357. Sample No. 24705-D.)**

This product, which had been shipped in interstate commerce and remained unsold and in the original packages at the time of examination, was found to be moldy, wormy, and dirty.

On August 25, 1938, the United States attorney for the Southern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of four barrels of shelled pecans at Decatur, Ill.; alleging that the article had been shipped on or about June 15, 1938, by the R. E. Funsten Co. from St. Louis, Mo.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Funsten's King Topper Pecan Halves."

It was alleged to be adulterated in that it consisted in whole or in part of a filthy and decomposed vegetable substance.

On September 13, 1938, the Purity Baking Co., Decatur, Ill., having appeared as claimant, judgment of condemnation was entered and that the product was ordered released under bond conditioned that it be sorted and the unfit portion destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

**29893. Adulteration of canned shrimp. U. S. v. 20 Dozen Cans and 24 Cases of Canned Shrimp. Default decrees of condemnation and destruction. (F. & D. Nos. 44004, 44024. Sample Nos. 24969-D, 24977-D.)**

This product was in whole or in part decomposed.

On or about October 1 and 3, 1938, the United States attorney for the Southern District of Florida, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 20 dozen cans and 24 cases of canned shrimp at Tampa, Fla.; alleging that the article had been shipped in interstate commerce within the period from on or about August 13, 1938, to on or about August 29, 1938, by the J. H. Pelham Co. from Mobile, Ala.; and charging adulteration in violation of the Food and Drugs Act. A portion was labeled: "Seakist Brand Fancy Medium Shrimp \* \* \* Packed By The J. H. Pelham Co. Pascagoula Miss." The remainder was labeled: "Fresh Sea Brand Small Shrimp \* \* \* Distributed by Gulf Coast Sales Co. New Orleans, La."

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy or decomposed animal substance.

On November 17 and 18, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

**29894. Adulteration of apples. U. S. v. 19 Crates of Apples. Consent decree of condemnation. Product released under bond. (F. & D. No. 44607. Sample No. 54004-D.)**

This product was contaminated with arsenic and lead.

On or about December 2, 1938, the United States attorney for the Northern District of Indiana, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 19 crates of apples at South Bend, Ind.; alleging that the article had been shipped in interstate commerce on or about November 16, 1938, from Eau Claire, Mich., by John Redmond and Frank Wallace to themselves at South Bend, Ind.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it contained added poisonous or deleterious ingredients, arsenic and lead, which might have rendered it harmful to health.

On December 15, 1938, Redmond and Wallace, South Bend, Ind., having appeared as claimants and having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that the poisonous and deleterious ingredients be removed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

**29895. Adulteration and misbranding of flour. U. S. v. 453 Bags of Flour (and 3 similar seizure actions). Default decrees of condemnation and destruction. (F. & D. Nos. 43464, 43465, 43466, 43617, 43618, 43620. Sample Nos. 23711-D, 23715-D, 23718-D, 38084-D, 38202-D, 38203-D.)**

This product, which had been shipped in interstate commerce and remained unsold and in the original packages at the time of examination, was found to