

2069. Adulteration of shelled pecans. U. S. v. 10 Cases of Shelled Pecans. Default decree of condemnation and destruction. (F. D. C. No. 3642. Sample No. 16592-E.)

This product was contaminated with fecal *Escherichia coli*. It also contained rodent hairs.

On January 9, 1941, the United States attorney for the District of Nebraska filed a libel against 10 cases of shelled pecans at Omaha, Nebr., alleging that the article had been shipped in interstate commerce on or about November 20 and 22, 1940, by Frank Springer from San Antonio, Tex.; and charging that it was adulterated in that it consisted wholly or in part of a filthy substance. The article was labeled in part: "60 Lbs. Net."

On May 16, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

2070. Adulteration of pecan pieces. U. S. v. 16 Cases of Pecans. Default decree of condemnation and destruction. (F. D. C. No. 3704. Sample No. 38445-E.)

This product was contaminated with *Escherichia coli*, and also contained rodent hairs and insect fragments.

On January 24, 1941, the United States attorney for the District of Minnesota filed a libel against 16 cases of pecan pieces at Minneapolis, Minn., alleging that the article had been shipped in interstate commerce on or about November 26, 1940, by the Sunshine Pecan Co. from Chicago, Ill.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance.

On March 12, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

2071. Adulteration of pecans and black walnuts. U. S. v. 3 Cases of Pecans and 3 Cases of Black Walnuts. Default decree of condemnation and destruction. (F. D. C. No. 3759. Sample Nos. 28146-E, 28148-E.)

Examination showed that these products contained moldy nuts.

On February 4, 1941, the United States attorney for the Eastern District of Virginia filed a libel against 3 cases each containing 12 cartons of 12 cellophane bags of pecans, and 3 cases each containing 10 cartons of black walnuts at Richmond, Va., alleging that the articles had been shipped on or about November 6 and 15, 1940, by Southland Pecan Co., Inc., from Columbus, Ga.; and charging that they were adulterated in that they consisted in whole or in part of decomposed substances. The articles were labeled in part: (Pecans, bags) "Gold Medal Pecans Net Wt. 1½ Oz." or (walnuts, cartons) "Net Wt. 5-lbs. * * * Black Walnuts."

On April 29, 1941, no claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

2072. Adulteration of walnut meats. U. S. v. 6 Cartons and 3 Cartons of Walnut Meats. Default decree of destruction. (F. D. C. No. 3627. Sample Nos. 32853-E, 32854-E.)

Examination showed that this product contained wormy and moldy nuts.

On January 3, 1941, the United States attorney for the District of Utah filed a libel against 9 cartons, each containing 25 pounds, of walnut meats at Salt Lake City, Utah, alleging that the article had been shipped in interstate commerce on or about December 20, 1940, by M. Phillips Co. from Van Nuys, Calif.; and charging that it was adulterated in that it consisted wholly or in part of a filthy and decomposed substance. The article was labeled in part: "New Crop Special [or "Std."] Ambers Walnut Meats."

On April 26, 1941, no claimant having appeared, judgment was entered ordering that the product be destroyed.

PEANUT BUTTER

2073. Alleged adulteration and misbranding of peanut butter. U. S. v. Texas Peanut Products Co., Inc. Tried to the court; judgment of not guilty. (F. D. C. No. 2893. Sample Nos. 9181-E, 16034-E, 16731-E.)

On January 8, 1941, the United States attorney for the Southern District of Texas filed an information against the Texas Peanut Products Co., Inc., Houston, Tex., alleging shipment on or about October 30, 1939, and January 12 and April 13, 1940, from the State of Texas into the States of Louisiana and Oklahoma, of quantities of peanut butter of which a portion was adulterated and the remainder was misbranded. Portions of the article were labeled in part: "Net Wt. 8 Oz. Danny Boy Brand Peanut Butter" or "Tom Sawyer Brand * * * Net weight 40 Oz."