

7166. Adulteration of poultry. U. S. v. 514 Boxes of Poultry. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13765. Sample No. 89608-F.)

LIBEL FILED: October 11, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about August 29, 1944, by Swift and Co., from Atlantic, Iowa.

PRODUCT: 514 boxes, each containing about 63 pounds, of poultry at St. Louis, Mo.

LABEL, IN PART: "Swift's Golden West Stewing, Fricassee or Braising Fowl."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: November 13, 1944. The Chicago, Burlington & Quincy Railroad Co., a corporation, Chicago, Ill., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be examined, separated, and segregated, under the supervision of the Federal Security Agency, and the unfit portion disposed of for purposes other than human consumption.

7167. Adulteration of dressed poultry. U. S. v. 1 Barrel and 2 Crates of Chickens. Default decree of condemnation. Portion ordered delivered to the Food and Drug Administration; remainder ordered destroyed. (F. D. C. No. 13240. Sample No. 50988-F.)

LIBEL FILED: August 15, 1944, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 10, 1944, by Daisey Brothers Poultry Co., from Chincoteague, Va.

PRODUCT: 1 barrel containing 33 chickens, and 2 orange crates containing 24 chickens, at Philadelphia, Pa.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance since it was contaminated with fecal matter; and, Section 402 (a) (5), it was in whole or in part the product of diseased animals.

DISPOSITION: September 6, 1944. No claimant having appeared, judgment of condemnation was entered; the two crates of chickens were ordered delivered to the Food and Drug Administration and the remainder was ordered destroyed.

7168. Adulteration of chickens and turkeys. U. S. v. 51 Crates of Chickens and 2 Barrels of Turkeys. Consent decree of condemnation. Products ordered released under bond. (F. D. C. No. 10694. Sample Nos. 44777-F, 44778-F.)

LIBEL FILED: September 11, 1943, Southern District of New York.

ALLEGED SHIPMENT: On or about July 23, 1943, by Bauer Poultry Co., Chicago, Ill.

PRODUCT: 51 crates of chickens and 2 barrels of turkeys at Highland, N. Y.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of a filthy and decomposed substance by reason of the presence of poultry contaminated with fecal matter and decomposed poultry; and, Section 402 (a) (5), they were in whole or in part the products of diseased animals.

DISPOSITION: July 17, 1944. Newburgh Beef Co., Inc., Newburgh, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the products were ordered released under bond, conditioned that the unfit portions be segregated and destroyed under the supervision of the Food and Drug Administration.

NUTS AND NUT PRODUCTS

7169. Adulteration of pecan meats. U. S. v. 107 Cartons of Pecan Meats. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12753. Sample No. 81791-F.)

LIBEL FILED: June 22, 1944, Eastern District of New York.

ALLEGED SHIPMENT: On or about May 24, 1944, by Havana Packing Co., from Havana, Fla.

PRODUCT: 107 28-pound cartons of pecan meats at Brooklyn, N. Y.

LABEL, IN PART: (Cartons) "Le-Ko Brand Machine Run Pecan."

VIOLATION CHARGED: 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 excreta, webbing, and insect-damaged nut meats.

DISPOSITION: August 28, 1944. Havana Canning Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction of the unfit portion, under the supervision of the Food and Drug Administration.

7170. Adulteration of shelled peanuts. U. S. v. 450 Bags of Shelled Peanuts. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12024. Sample No. 40231-F.)

LIBEL FILED: March 16, 1944, Northern District of Iowa.

ALLEGED SHIPMENT: On or about January 31, 1944, from Suffolk, Va.

PRODUCT: 450 bags, each containing approximately 100 pounds, of shelled peanuts at Sioux City, Iowa, in possession of Palmer Candy Co.

The product was stored under insanitary conditions after shipment. The bags were rodent-gnawed, and rodent excreta pellets were found on the bags and the surrounding floor. Examination of the product showed that it was contaminated by rodent excreta and rodent hairs.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 14, 1944. The Palmer Candy Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be destroyed or brought into compliance with the law, under the supervision of the Food and Drug Administration.

7171. Adulteration of peanuts. U. S. v. 14 Bags of Peanuts. Default decree of condemnation and destruction. (F. D. C. No. 13066. Sample No. 75618-F.)

LIBEL FILED: July 26, 1944, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 16, 1943, by Farmers Peanut Co., Inc., from Cairo, Ga.

PRODUCT: 14 bags, each containing 125 pounds, more or less, of peanuts at Pittsburgh, Pa.

LABEL, IN PART: "Farmers Peanut Co. Inc. Cairo, Georgia Spanish Peanuts."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the presence of larvae, insects, insect excreta, sand, dirt, and moldy peanuts.

DISPOSITION: August 18, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7172. Adulteration of peanuts. U. S. v. 9 Bags of Peanuts. Default decree of condemnation and destruction. (F. D. C. No. 12934. Sample No. 68463-F.)

LIBEL FILED: July 13, 1944, Southern District of Indiana.

ALLEGED SHIPMENT: On or about May 10, 1943, by Huter Quest and Co., from Louisville, Ky.

PRODUCT: 9 bags, each containing 125 pounds, of peanuts at Evansville, Ind.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, insect-damaged peanuts, and webbing.

DISPOSITION: August 1, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7173. Adulteration of peanuts. U. S. v. 48 Bags of Peanuts. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 14459. Sample No. 89741-F.)

LIBEL FILED: November 8, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 27, 1944, by the Farmers Cotton and Peanut Co., from Plymouth, N. C.

PRODUCT: 48 100-pound bags of peanuts at St. Louis, Mo.

LABEL, IN PART: "Select Hand Picked Jumbo Peanuts."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the presence of insect-infested, moldy, and decomposed peanuts.