

that the New York lot be released under bond, conditioned upon the segregation and destruction, or denaturing, of the unfit portion, under the supervision of the Federal Security Agency; that the East Hartford lot be destroyed; and that the Allentown lot be released under bond for relabeling, under the supervision of the Federal Security Agency.

11066. Adulteration of tomato paste. U. S. v. 129 Cases * * *. (F. D. C. No. 19487. Sample No. 45562-H.)

LIBEL FILED: April 3, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about March 9, 1946, by the Veronica Olive Oil Co., from Oakland, Calif.

PRODUCT: 129 cases, each containing 96 6-ounce cans, of tomato paste at New York, N. Y.

LABEL, IN PART: "Contadina Fancy Tomato Paste * * * Hershel Cal. Fruit Prod. Co. San Jose, Calif."

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 decomposed tomato material.

DISPOSITION: April 18, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11067. Misbranding of tomato paste. U. S. v. 27 Cases * * *. (F. D. C. No. 19600. Sample No. 58130-H.)

LIBEL FILED: April 23, 1946, Western District of Washington.

ALLEGED SHIPMENT: On or about January 3, 1946, by Hollister Canning Co., from Hollister, Calif.

PRODUCT: 27 cases, each containing 6 6-pound, 15-ounce tins, of tomato paste at Seattle, Wash.

NATURE OF CHARGE: Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for tomato paste since it contained less than 25 percent of salt-free tomato solids, the minimum permitted by the definition and standard.

DISPOSITION: October 15, 1946. Hollister Canning Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Federal Security Agency.

NUTS*

11068. Adulteration of shelled almonds. U. S. v. 35 Bags * * *. (F. D. C. No. 19605. Sample No. 35187-H.)

LIBEL FILED: April 10, 1946, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about September 14, 1945, from Sacramento, Calif.

PRODUCT: 35 100-pound bags of shelled almonds at St. Louis, Mo., in possession of the Dye Candy Co. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-cut, and the almonds had been gnawed by rodents. Examination showed that the product was insect-infested and that it contained rodent excreta and rodent hairs.

NATURE OF CHARGE: 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 29, 1946. The Dye Candy Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

11069. Adulteration of shelled almonds. U. S. v. 90 Boxes * * *. (F. D. C. No. 19620. Sample No. 35188-H.)

LIBEL FILED: April 11, 1946, Eastern District of Missouri.

*See also No. 11031.

ALLEGED SHIPMENT: On or about November 3, 1945, from Chicago, Ill., by Electri-Cooker Sales, Inc., of New York, N. Y.

PRODUCT: 90 boxes of shelled almonds at St. Louis, Mo.

LABEL, IN PART: "Product of Spain Tiger Brand Bevan's Jordan Almonds 28 lbs. Net Bevans Malaga-Spain."

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 insect-infested almonds.

DISPOSITION: May 8, 1946. Electri-Cooker Sales, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

11070. Adulteration of almond-flavored nuts. U. S. v. 175 Cases * * *. (F. D. C. No. 19485. Sample No. 5063-H.)

LIBEL FILED: March 29, 1946, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about February 19, 1946, by Newark Packing Co., Inc., from Newark, N. J.

PRODUCT: 175 cases, each containing 24 3-ounce jars, of almond-flavored nuts at Philadelphia, Pa.

LABEL, IN PART: "Aster-Ettes Almond Flavored Nuts."

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 rodent hair fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 15, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11071. Adulteration of shelled peanuts. U. S. v. 417 Bags * * *. (F. D. C. No. 19647. Sample No. 59635-H.)

LIBEL FILED: April 19, 1946, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 23, 1946, by the Marianna Peanut Co., from Marianna, Fla.

PRODUCT: 417 120-pound bags of shelled peanuts at Pittsburgh, Pa.

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 peanuts.

DISPOSITION: May 14, 1946. The Lik-Em Peanut Co., Inc., Pittsburgh, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

11072. Adulteration of shelled peanuts. U. S. v. 220 Bags * * *. (F. D. C. No. 19648. Sample No. 51056-H.)

LIBEL FILED: April 23, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about February 1, 1946, by the Columbian Peanut Co., from Pelham, Ga.

PRODUCT: 220 120-pound bags of shelled peanuts at St. Paul, Minn.

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 peanuts.

DISPOSITION: June 20, 1946. Griggs, Cooper & Co., St. Paul, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

11073. Adulteration of shelled Spanish peanuts. U. S. v. 220 Bags * * *. (F. D. C. No. 19328. Sample No. 21596-H.)

LIBEL FILED: March 12, 1946, District of Nebraska.

ALLEGED SHIPMENT: On or about December 31, 1945, from Giddings, Tex.