

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, rancid, and decomposed nuts, and was otherwise unfit for food by reason of the presence of empty shells.

DISPOSITION: November 12, 1947. The Southgate Brokerage Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for the segregation and the destruction of all unfit material, under the supervision of the Food and Drug Administration.

12584. Adulteration of brazil nuts. U. S. v. 46 Bags * * *. (F. D. C. No. 23886. Sample No. 416-K.)

LIBEL FILED: October 30, 1947, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about September 27, 1947, by the Southgate Brokerage Co., from Norfolk, Va.

PRODUCT: 46 100-pound bags of brazil nuts at Greensboro, N. C.

NATURE OF CHARGE: 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 rancid nuts.

DISPOSITION: December 3, 1947. The Southgate Brokerage 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, by the segregation of the good from the bad, under the supervision of the Food and Drug Administration.

12585. Adulteration of shelled filberts. U. S. v. 56 Cartons * * *. (F. D. C. No. 23782. Sample No. 15101-K.)

LIBEL FILED: September 30, 1947, Northern District of Illinois.

ALLEGED SHIPMENT: On or about September 11, 1947, by the Kelling Nut Co., from Passaic, N. J.

PRODUCT: 56 cartons, each containing 35 pounds, of shelled filberts at Chicago, Ill.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of being insect-infested, and of a decomposed substance by reason of being moldy.

DISPOSITION: October 10, 1947. The Kelling Nut Company, Chicago, Ill., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation and denaturing, or destruction, of the unfit portion, under the supervision of the Federal Security Agency.

12586. Adulteration of black walnut kernels. U. S. v. 3 Cases * * *. (F. D. C. No. 18866. Sample No. 52621-H.)

LIBEL FILED: January 24, 1946, Southern District of Indiana.

ALLEGED SHIPMENT: On or about December 14, 1945, by Block Brothers, from Nashville, Tenn.

PRODUCT: 3 cases, each containing 55 pounds, of black walnut kernels at Indianapolis, Ind.

LABEL, IN PART: "Tennessee Belle Brand Black Walnut Kernels."

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 *E. coli*, an organism which indicates pollution of fecal origin.

DISPOSITION: March 27, 1946. Block Brothers, claimant, having admitted the allegations of the libel, and having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be washed and pasteurized to remove all filth and pollution, under the supervision of the Federal Security Agency.

12587. Adulteration of mixed nuts. U. S. v. 309 Cases * * *. (F. D. C. No. 24164. Sample No. 3506-K.)

LIBEL FILED: December 2, 1947, District of Maryland.

ALLEGED SHIPMENT: On or about November 12 and 18, 1947, by the American Stores Company, from Philadelphia, Pa.

PRODUCT: 309 cases, each containing 30 1-pound packages, of nuts at Baltimore, Md.

LABEL, IN PART: "Robford Brand Fancy Mixed Nuts."

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 and decomposed nuts, and was otherwise unfit for food by reason of the presence of empty shells.

DISPOSITION: December 5, 1947. American Stores Company, 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.

12588. Adulteration of coconut. U. S. v. 17 Cartons, etc. (F. D. C. No. 23694. Sample No. 573-H.)

LIBEL FILED: September 15, 1947, Southern District of Florida.

ALLEGED SHIPMENT: On or about August 14, 1947, by the Kash & Karry Grocery Co., from Greenville, S. C. This was a return shipment.

PRODUCT: Coconut. 17 cartons, each containing 20 pounds, and 8 unlabeled cartons, each containing about 20 pounds, at Miami, Fla.

LABEL, IN PART: (Portion of article) "Cuban Coconut Co. S. A. * * * Havana-Cuba Ship to Export Sales Corp. * * * Miami, Fla."

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 beetles, and of a decomposed substance by reason of being rancid; and, Section 402 (b) (2), a mixture of granulated sugar (approximately 70 percent), dried grated coconut, and salt, had been substituted in whole or in part for sweetened coconut, which the article was represented to be.

DISPOSITION: October 24, 1947. Default decree of forfeiture and destruction.

12589. Adulteration and misbranding of shredded coconut. U. S. v. 5 Cases * * *. (F. D. C. No. 23682. Sample No. 54873-H.)

LIBEL FILED: September 9, 1947, Southern District of Florida.

ALLEGED SHIPMENT: On or about August 16, 1947, by Manhattan Bakery, from Atlanta, Ga. The product was shipped originally by the Export Sales Corporation, from Miami, Fla., to Atlanta, Ga., was invoiced as "Imported Sweetened Coconut," and was returned by the consignee.

PRODUCT: 5 cases, each containing 20 pounds, of shredded coconut at Miami, Fla.

LABEL, IN PART: "Cuban Coconut Co. * * * Ship to Export Sales Corp. * * * Miami, Florida."

NATURE OF CHARGE: 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 beetles and rancid coconut; and, Section 402 (b) (2), a mixture of granulated sugar (approximately 70 percent), dry grated coconut, and salt, had been substituted in whole or in part for sweetened coconut.

Misbranding, Section 403 (b), the product was offered for sale under the name of another food, sweetened coconut.

DISPOSITION: December 4, 1947. Default decree of forfeiture and destruction.

12590. Adulteration and misbranding of shredded coconut. U. S. v. 15 Cartons * * *. (F. D. C. No. 23656. Sample No. 566-H.)

LIBEL FILED: August 26, 1947, Southern District of Florida.

ALLEGED SHIPMENT: On or about July 24, 1947, by Horn & Trulock, from Augusta, Ga. This was a return shipment.

PRODUCT: 15 cartons, each containing 20 pounds, of coconut at Miami, Fla.

LABEL, IN PART: "Cuban Coconut Company S. A. * * * Havana-Cuba Ship to Export Sales Corp. * * * Miami, Florida."

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 beetles, and of a decomposed substance by reason of being rancid; and, Section 402