

DISPOSITION: February 16, 1950. Default decree of condemnation and destruction.

16045. Adulteration of tomato puree. U. S. v. Lloyd Sparrow (Lomax Canning Co.) Plea of guilty. Fine of \$300, plus costs. (F. D. C. No. 28775. Sample No. 64152-K.)

LIBEL FILED: March 14, 1950, Southern District of Illinois, against Lloyd Sparrow, trading as the Lomax Canning Co., Lomax, Ill.

ALLEGED SHIPMENT: Between the approximate dates of November 4 and 9, 1949, from the State of Illinois into the State of Iowa.

LABEL, IN PART: "Mississippi Valley Brand Tomato Puree."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a decomposed substance by reason of the presence of decomposed tomato material.

DISPOSITION: March 22, 1950. A plea of guilty having been entered, the court fined the defendant \$300, plus costs.

16046. Adulteration of tomato puree. U. S. v. 86 Cases * * *. (F. D. C. No. 28778. Sample No. 46362-K.)

LIBEL FILED: January 19, 1950, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about October 24, 1949, by the Ladoga Canning Co., from Lebanon, Ind.

PRODUCT: 86 cases, each containing 48 10½-ounce cans, of tomato puree at Danville, Ill.

LABEL, IN PART: "Sugar Loaf Brand Tomato Puree."

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 decomposed tomato material.

DISPOSITION: March 2, 1950. Default decree of condemnation. The court ordered that the product be sold for purposes other than for human consumption and that in the event of failure to so dispose of the product, that it be destroyed.

NUTS AND NUT PRODUCTS

16047. Adulteration of brazil nuts. U. S. v. 98 Cases * * *. (F. D. C. No. 28465. Sample No. 56865-K.)

LIBEL FILED: December 6, 1949, District of New Jersey.

ALLEGED SHIPMENT: November 18, 1949, by Wm. A. Higgins & Co., Inc., from New York, N. Y.

PRODUCT: 98 cases, each containing 50 1-pound bags, of brazil nuts at Newark, N. J.

LABEL, IN PART: "Holly Large Washed Brazil Nuts."

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, rancid, and otherwise decomposed brazil nuts.

DISPOSITION: January 31, 1950. Wm. A. Higgins & Co., Inc., having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond, conditioned that the unfit portion be segregated and destroyed, under the supervision of the Food

and Drug Administration. The salvaging operations resulted in the rejection of 560 pounds of the product.

16048. Adulteration of brazil nuts. U. S. v. 49 Bags * * * . (F. D. C. No. 28583. Sample No. 61910-K.)

LIBEL FILED: December 20, 1949, Western District of Tennessee.

ALLEGED SHIPMENT: On or about October 10, 1949, by the Two States Produce Co., Blytheville, Ark.

PRODUCT: 49 100-pound bags of brazil nuts at Memphis, Tenn.

LABEL, IN PART: "Holly 4 New Crop * * * Brazil Nuts Packed by Wm. A. Higgins & Co. Inc., New York, N. Y."

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

DISPOSITION: January 18, 1950. Wm. A. Higgins & Co., Inc., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for the segregation of the fit from the unfit portion, under the supervision of the Food and Drug Administration. Segregation operations resulted in the salvage of 4,500 pounds of the product and the destruction of 170 pounds.

16049. Adulteration of pecans. U. S. v. 100 Bags * * *. (F. D. C. No. 28591. Sample Nos. 43710-K, 43711-K, 43713-K.)

LIBEL FILED: December 21, 1949, Southern District of Ohio.

ALLEGED SHIPMENT: On or about November 30 and December 10, 1949, by C. L. Ballard, from Luverne, Ala.

PRODUCT: 36 100-pound bags and 64 50-pound bags of pecans at Cincinnati, Ohio.

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

DISPOSITION: January 6, 1950. The Aaronson-Funk Co., Cincinnati, Ohio, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion, under the supervision of the Food and Drug Administration. The nuts were shelled, resulting in the recovery of 1,701 pounds of good nuts and the destruction of 84 pounds of unfit nuts.

16050. Adulteration of black walnut siftings, U. S. v. 25 Cartons * * *. (F. D. C. No. 28743. Sample No. 57439-K.)

LIBEL FILED: February 28, 1950, Eastern District of New York.

ALLEGED SHIPMENT: On or about January 5, 1950, by the Lusk Candy Co., from Davenport, Iowa.

PRODUCT: 25 30-pound cartons of black walnut siftings at Brooklyn, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its rancidity.

DISPOSITION: April 13, 1950. Default decree of condemnation and destruction.