

DISPOSITION: October 27, 1952. The shipper, claimant, having withdrawn its claim, judgment of condemnation and destruction was entered.

19437. Adulteration of tomato juice. U. S. v. 11 Cases * * * (and one other seizure action). (F. D. C. Nos. 33452, 33453. Sample Nos. 29663-L, 29664-L.)

LIBELS FILED: On or about July 8, 1952, District of Montana.

ALLEGED SHIPMENT: On or about October 12, 1951, and February 28, 1952, by the Pacific Fruit & Produce Co., from Oakland, Calif.

PRODUCT: 11 cases, each containing 48 5½-ounce cans, of tomato juice at Bozeman, Mont., and 48 cases, each containing 48 5½-ounce cans, of tomato juice at Butte, Mont.

LABEL, IN PART: (Can) "Standby Fancy Tomato Juice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: October 22, 1952. Default decrees of condemnation. The court ordered that the marshal deliver the product to the State hospital, for use as animal feed; that if the product was not accepted by the hospital, that the marshal deliver it to some similar public institution; and that if no such institution would accept it, that it be destroyed.

NUTS AND NUT PRODUCTS

19438. Adulteration of shelled peanuts. U. S. v. 7 Bags * * *. (F. D. C. No. 33555. Sample No. 3548-L.)

LIBEL FILED: August 26, 1952, Eastern District of North Carolina.

ALLEGED SHIPMENT: On or about May 28, 1952, from Hawkinsville, Ga.

PRODUCT: 7 120-pound bags of shelled peanuts at Dunn, N. C.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 26, 1952. Default decree of condemnation and destruction.

19439. Adulteration of pistachio nuts. U. S. v. 18 Bags, etc. (F. D. C. No. 33554. Sample Nos. 37215-L, 37216-L.)

LIBEL FILED: August 25, 1952, Southern District of New York.

ALLEGED SHIPMENT: On or about February 2, 1952, from Italy and Iran.

PRODUCT: 29 150-pound bags of pistachio nuts at New York, N. Y.

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 wormy nuts, and 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 empty shells. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 26, 1952. Joseph A. Zaloom & Co., 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