

**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 birds which were contaminated with fecal matter, and of a decomposed substance by reason of the presence of decomposed birds.

**DISPOSITION:** December 12, 1952. Default decree of condemnation. The court ordered that the product be delivered to the National Zoological Park for its use and not for sale.

**19546. Adulteration of dressed poultry. U. S. v. 2 Crates \* \* \*. (F. D. C. No. 34386. Sample No. 57362-L.)**

**LIBEL FILED:** November 28, 1952, District of Maryland.

**ALLEGED SHIPMENT:** On or about November 17, 1952, by Harry Friedman, from Wilmington, Del.

**PRODUCT:** 2 crates containing a total of 191 pounds of dressed poultry at Baltimore, Md.

**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 birds which were contaminated with fecal matter.

**DISPOSITION:** December 2, 1952. The United States attorney having filed a petition for immediate destruction of the product and the court having found that the product was a menace to public health and a nuisance and could not be preserved during the time customarily allowed for interested persons to intervene, judgment of condemnation was entered. The court ordered that the product be destroyed, with the exception of 10 birds which were to be released to the Food and Drug Administration for laboratory purposes.

## SPICES, FLAVORS, AND SEASONING MATERIALS

**19547. Adulteration of caraway seed. U. S. v. 109 Bags \* \* \*. (F. D. C. No. 34121. Sample No. 54857-L.)**

**LIBEL FILED:** November 13, 1952, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about August 28, September 27, and October 9, 1951, from Holland.

**PRODUCT:** 109 bags, each containing 109 pounds, of caraway seed at Chicago, Ill., in the possession of the Castle Baking Co.

**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 urine; and, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** March 3, 1953. Default decree of condemnation and destruction.

**19548. Adulteration of sesame seed. U. S. v. 3 Bags \* \* \*. (F. D. C. No. 34368. Sample Nos. 37084-L, 55257-L.)**

**LIBEL FILED:** November 24, 1952, Southern District of New York.

**ALLEGED SHIPMENT:** On or about August 8, 1952, from Nicaragua.

**PRODUCT:** 3 160-pound bags of sesame seed 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 insects. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** December 19, 1952. Default decree of condemnation and destruction.

**19549. Adulteration of chili peppers. U. S. v. 40 Bags \* \* \*. (F. D. C. No. 33547. Sample No. 38381-L.)**

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

**ALLEGED SHIPMENT:** On or about February 20, 1951, from England.

**PRODUCT:** 40 75-pound bags of chili peppers 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 insects. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** February 26, 1953. Default decree of condemnation and destruction.

**19550. Adulteration and misbranding of salad dressing and french dressing. U. S. v. 20 Cases, etc. (F. D. C. No. 34290. Sample Nos. 36297-L, 36298-L.)**

**LABEL FILED:** December 8, 1952, Northern District of Ohio.

**ALLEGED SHIPMENT:** On or about May 20 and October 16, 1952, by the H & F Food Products Co., from Buffalo, N. Y.

**PRODUCT:** 20 cases, each containing 4 1-gallon jars, of salad dressing, and 19 cases, each containing 4 1-gallon jars, of french dressing.

**LABEL, IN PART:** (Jar) "5th Ave. \* \* \* Salad Dressing [or "French Dressing"]."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, vegetable oil, had been in part omitted from the products.

Misbranding, Section 403 (g) (1), the products failed to conform to the definitions and standards of identity for salad dressing and french dressing since the salad dressing contained less than 30 percent by weight of vegetable oil and the french dressing contained less than 35 percent by weight of vegetable oil, the minima permitted by the respective definitions and standards.

**DISPOSITION:** February 13, 1953. Default decree of condemnation and destruction.

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