

The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 5, 1952. Default decree of condemnation and destruction.

POULTRY

19742. Adulteration of dressed poultry. U. S. v. John W. Spencer (Spencer Produce Co.). Plea of guilty. Fine, \$400. (F. D. C. No. 33812. Sample No. 49517-L.)

INFORMATION FILED: October 29, 1952, Western District of Virginia, against John W. Spencer, trading as the Spencer Produce Co., Dayton, Va.

ALLEGED SHIPMENT: On or about August 13, 1952, from the State of Virginia into the State of New York.

NATURE OF CHARGE: Adulteration, Section 402 (a) (5), the article was in part the product of a diseased animal since it consisted in part of poultry that was affected with enteritis, pyemia, and enterohepatitis.

DISPOSITION: March 10, 1953. A plea of guilty having been entered, the court fined the defendant \$400.

19743. Adulteration of dressed poultry. U. S. v. Rockland Poultry Co., Inc., and Isidore Poust. Pleas of guilty. Corporation fined \$500; individual fined \$100. (F. D. C. No. 33796. Sample Nos. 38347-L, 49507-L.)

INFORMATION FILED: October 14, 1952, District of Maine, against Rockland Poultry Co., Inc., Rockland, Maine, and Isidore Poust, treasurer.

ALLEGED SHIPMENT: On or about April 16, 1952, from the State of Maine into the State of New York.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a decomposed substance by reason of the presence of birds that were decomposed; and, Section 402 (a) (5), it was in part the product of a diseased animal, diseased poultry, and (1 shipment) the product of an animal which had died otherwise than by slaughter.

DISPOSITION: March 27, 1953. The defendants having entered pleas of guilty, the court fined the corporation \$500 and the individual defendant \$100.

19744. Adulteration of dressed poultry. U. S. v. 219 Pounds * * *. (F. D. C. No. 34081. Sample No. 49530-L.)

LIBEL FILED: On or about October 30, 1952, Southern District of New York.

ALLEGED SHIPMENT: On or about October 14, 1952, by Rockland Poultry Co., Inc., from Rockland, Maine.

PRODUCT: 219 pounds of dressed poultry at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: January 12, 1953. Default decree of condemnation. The court ordered that samples be delivered to the Food and Drug Administration and that the remainder be destroyed.

19745. Adulteration of dressed poultry. U. S. v. 91 Crates, etc. (F. D. C. No. 33936. Sample Nos. 26327-L, 26328-L.)

LIBEL FILED: On or about October 21, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about September 5, 1952, by the Dover Poultry Co., from Baltimore, Md.

PRODUCT: 98 crates of dressed poultry at Camden, N. J.

NATURE OF CHARGE: Adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: February 26, 1953. Default decree of condemnation. The court ordered that the Food and Drug Administration be permitted to take two crates of the product and that the remainder of the product be destroyed.

SPICES, FLAVORS, AND SEASONING MATERIALS

19746. Adulteration of dried condiments. U. S. v. Meyer Gilgus & Son Meat & Provision Co., a partnership, and Meyer Gilgus. Pleas of guilty. Joint fine of \$100 and costs. (F. D. C. No. 33805. Sample No. 16218-L.)

INFORMATION FILED: October 16, 1952, against Meyer Gilgus & Son Meat & Provision Co., a partnership, Kansas City, Mo., and Meyer Gilgus, a partner.

ALLEGED SHIPMENT: On or about October 24, 1951, from the State of Kansas into the State of Missouri.

LABEL, IN PART: "Fresh Flavor Red Sweet Pepper," "Tomato Flakes," and "Tomato Pieces."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of contamination with flood waters; and, Section 402 (a) (4), they had been held under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: April 30, 1953. The defendants having entered pleas of guilty, the court imposed a joint fine of \$100 and costs.

19747. Adulteration of chili pepper. U. S. v. Stewart L. Brockman (Arizona Chili Products). Plea of guilty. Imposition of sentence suspended and defendant placed on probation for 2 years. (F. D. C. No. 32811. Sample Nos. 14070-L, 14171-L, 14354-L, 14355-L.)

INFORMATION FILED: August 26, 1952, District of Arizona, against Stewart L. Brockman, trading as Arizona Chili Products, at Elfrida, Ariz.

ALLEGED SHIPMENT: On or about January 18 and 19 and February 29, 1952, from the State of Arizona into the State of Colorado.

LABEL, IN PART: "Elfrida Chili Pepper" or "Arizona Brand Chili Pepper."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of rodent hair fragments and insect fragments.

DISPOSITION: May 11, 1953. The defendant having entered a plea of guilty, the court suspended the imposition of sentence and placed the defendant on probation for 2 years, conditioned that he violate no Federal or State law.

19748. Adulteration of red pepper hulls in brine. U. S. v. 6 Barrels * * *. (F. D. C. No. 34115. Sample No. 44502-L.)

LABEL FILED: November 7, 1952, District of Massachusetts.

ALLEGED SHIPMENT: On or about October 2, 1952, by Bloch & Guggenheimer, Inc., from Williamsburg, Md.