

PRODUCT: 29 cartons, each containing 24 jars, of peanut butter at New York, N. Y.

LABEL, IN PART: (Jar) "White Rose Homogenized Peanut Butter * * * Net 1 Lb."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (The jars contained less than 1 pound.)

DISPOSITION: February 7, 1953. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions for their use and not for sale.

OILS AND FATS

20192. Adulteration and misbranding of table and cooking oil. U. S. v. Western Food Corp., George M. Stern, and Sidney J. Misrac. Pleas of nolo contendere. Defendants jointly fined \$600, plus costs. (F. D. C. No. 33809. Sample Nos. 33392-L to 33395-L incl., 35451-L, 35462-L.)

INFORMATION FILED: January 13, 1953, Northern District of Illinois, against the Western Food Corp., Chicago, Ill., and George M. Stern, president, and Sidney J. Misrac, vice president.

LABEL, IN PART: "Liguria Superfine Brand An Excellent Composition of 80% Vegetable Oil and 20% of Pure Virgin Olive Oil."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, olive oil, had been in whole or in part omitted from the article; and, Section 402 (b) (2), a product which contained little or no olive oil had been substituted for a blend of 80 percent of vegetable oil and 20 percent of olive oil, which the article was represented to be.

Misbranding, Section 403 (a), the label statement "20% of Pure Virgin Olive Oil" was false and misleading since the article contained little or no olive oil.

DISPOSITION: February 9, 1953. A plea of nolo contendere having been entered on behalf of the defendants, the court imposed a fine of \$600, plus costs, against the defendants jointly.

20193. Adulteration of chicken fat. U. S. v. 2,875 Pounds * * *. (F. D. C. No. 34417. Sample No. 49178-L.)

LIBEL FILED: December 11, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about November 19, 1952, by Harry A. Whelan, from Boston, Mass.

PRODUCT: 2,875 pounds of chicken fat at Hoboken, N. J.

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 fecal matter, and of a decomposed substance by reason of the presence of decomposed chicken fat.

DISPOSITION: January 26, 1953. Default decree of condemnation. The court ordered that the product be denatured and sold for fat salvage.

20194. Adulteration of raw chicken fat. U. S. v. 137 Pounds * * *. (F. D. C. No. 34647. Sample No. 44795-L.)

LIBEL FILED: February 2, 1953, District of Massachusetts.

ALLEGED SHIPMENT: On or about January 21, 1953, by Gene Gaudette, from Biddeford, Maine.

PRODUCT: 137 pounds of raw chicken fat in 6 cans at Belmont, Mass.

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 chicken excrement.

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

POULTRY

20195. Adulteration of dressed poultry. U. S. v. 279 Pounds * * *. (F. D. C. No. 34441. Sample No. 49548-L.)

LIBEL FILED: On or about December 23, 1952, Southern District of New York.

ALLEGED SHIPMENT: On or about December 3, 1952, by United Cooperative Farmers, Inc., from Leominster, Mass.

PRODUCT: 279 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: February 20, 1953. Default decree of condemnation. The court ordered that samples of the poultry be delivered to the Food and Drug Administration and that the remainder be destroyed.

20196. Adulteration of dressed turkeys. U. S. v. 200 Pounds * * *. (F. D. C. No. 34606. Sample No. 49551-L.)

LIBEL FILED: January 13, 1953, District of New Jersey.

ALLEGED SHIPMENT: On or about December 18, 1952, by Caroline Poultry Farms, Inc., from Federalsburg, Md.

PRODUCT: 200 pounds of dressed turkeys in 5 crates at Newark, N. J.

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 turkeys, the flesh of which were contaminated with poultry feed from ruptured esophagi.

DISPOSITION: April 2, 1953. Default decree of condemnation. The court ordered that the product be delivered to the Food and Drug Administration for experimental and enforcement purposes and that the portion not so used be destroyed by a representative of the Food and Drug Administration.

20197. Adulteration of frozen turkeys. U. S. v. 36 Boxes, etc. (and 4 other seizure actions). (F. D. C. Nos. 33336, 33440, 33451, 33455, 33474. Sample Nos. 11765-L, 11766-L, 36419-L to 36424-L, incl., 36428-L, 36429-L.)

LIBELS FILED: Between the approximate dates of June 27 and July 15, 1952, Southern District of Ohio.

ALLEGED SHIPMENT: On or about May 7 and 10 and June 5, 1952, by the Irving Manaster Co. and the W. G. Manaster Co., from Chicago, Ill.

PRODUCT: 345 boxes, each containing 4 turkeys; 265 boxes, each containing 2 turkeys; and 1 box containing 3 turkeys, at Cincinnati, Ohio.

LABEL, IN PART: (Box) "Sunset Valley Processed Brand Drawn Young Tom Turkeys," "Indian Hill [or "Better Quality"] Brand Processed Drawn Young Tom Turkeys," or "Marion Farms Drawn Young Tom Turkeys,"