

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

DISPOSITION: March 19, 1954. The General Foods Corp., 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 segregation of the unfit portion under the supervision of the Department of Health, Education, and Welfare. As a result of the segregation operations, 4 bags, plus 75 pounds of skimmings, of the product were found unfit and were destroyed.

21245. Adulteration of peanut butter. U. S. v. 23 Cases * * *. (F. D. C. No. 36331. Sample Nos. 86571-L, 86572-L.)

LIBEL FILED: February 24, 1954, Southern District of Ohio.

ALLEGED SHIPMENT: On or about December 7, 1953, and January 25, 1954, by the J. H. Erbrich Co., from Indianapolis, Ind.

PRODUCT: 23 cases, each containing 24 jars, of peanut butter at Washington Court House, Ohio.

LABEL, IN PART: (Jar) "Contents 11 Oz. Goody-Goody Homogenized Peanut Butter * * * Packed By Goody-Goody Products Co. Indianapolis, Ind.

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 excreta, rodent hairs, and insect fragments; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 13, 1954. Default decree of destruction.

POULTRY

21246. Adulteration of dressed poultry. U. S. v. 364 Pounds * * *. (F. D. C. No. 36097. Sample No. 51930-L.)

LIBEL FILED: November 6, 1953, Eastern District of New York.

ALLEGED SHIPMENT: On or about October 15, 19, and 20, 1953, by Beechwood Farms (S. R. Starr Plant), from Valley View, Pa.

PRODUCT: 364 pounds of dressed poultry in 5 crates at Brooklyn, N. Y.

LABEL, IN PART: (Crate) "Beechwood Farms Pennsylvania's Finest Poultry."

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 crop material and fecal matter; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: January 14, 1954. Default decree of condemnation and destruction.

21247. Adulteration of dressed poultry. U. S. v. 315 Pounds * * *. (F. D. C. No. 36388. Sample No. 51942-L.)

LIBEL FILED: February 19, 1954, Eastern District of New York.

ALLEGED SHIPMENT: On or about January 28, 1954, by Beechwood Farms (S. R. Starr Plant), from Valley View, Pa.

PRODUCT: 315 pounds of dressed poultry in 4 crates at Brooklyn, N. Y.

LABEL, IN PART: (Crate) "Beechwood Farms Pennsylvania's Finest Poultry."

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 dirty birds, and of a decomposed substance by reason of the presence of decomposed birds, and it was otherwise unfit for food by reason of the presence of extensively bruised birds; and, Section 402 (a) (5), the article was in part the product of a diseased animal and in part the product of an animal that had died otherwise than by slaughter.

DISPOSITION: April 5, 1954. Default decree of condemnation and destruction. On April 22, 1954, the decree was amended to provide for the delivery of samples to the Food and Drug Administration and for the destruction of the remainder.

21248. Adulteration of dressed poultry. U. S. v. 137 Pounds * * *. (F. D. C. No. 36466. Sample No. 51946-L.)

LIBEL FILED: On or about March 31, 1954, Southern District of New York.

ALLEGED SHIPMENT: On or about March 17, 1954, by the Lynn Poultry Farms, from Voluntown, Conn.

PRODUCT: 137 pounds of dressed poultry in 2 crates 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 dirty birds, and it was otherwise unfit for food by reason of the presence of extensively bruised birds; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: April 20, 1954. Default decree of condemnation and destruction. On April 30, 1954, an amended decree was filed providing for the delivery of samples of the product to the Food and Drug Administration and for the destruction of the remainder.

21249. Adulteration of dressed turkeys. U. S. v. 248 Pounds * * *. (F. D. C. No. 36102. Sample No. 51931-L.)

LIBEL FILED: November 6, 1953, Southern District of New York.

ALLEGED SHIPMENT: On or about October 19, 1953, by the Hanline Poultry Co., from Charlotte, N. C.

PRODUCT: 248 pounds of dressed turkeys in 4 crates 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 birds which were contaminated with fecal matter, crop material, and extraneous matter, and of a decomposed substance by reason of the presence of decomposed birds.

DISPOSITION: December 4, 1953. Default decree of condemnation. The court ordered that a portion of the product be delivered to the Food and Drug Administration and that the remainder be destroyed.

21250. Adulteration of frozen dressed turkeys. U. S. v. 6,492 Pounds * * *. (F. D. C. No. 36259. Sample No. 64696-L.)

LIBEL FILED: January 11, 1954, Western District of Washington.