

POULTRY

21738. Adulteration of dressed poultry. U. S. v. Milton Poultry Co., Inc., and Earl N. Herholdt. Pleas of guilty. Fine of \$600 against corporation; imposition of sentence against individual suspended and individual placed on probation for 1 year. (F. D. C. No. 36573. Sample Nos. 51941-L, 66853-L, 73579-L.)

INFORMATION FILED: On or about July 12, 1954, District of Delaware, against Milton Poultry Co., Inc., Milton, Del., and Earl N. Herholdt, vice president of the corporation.

ALLEGED SHIPMENT: Between the approximate dates of November 13, 1952, and January 22, 1954, from the State of Delaware into the States of Pennsylvania and New York.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of poultry contaminated with fecal matter and dirt, and it was otherwise unfit for food by reason of the presence of bruised poultry; and, Section 402 (a) (5), the article was in part the product of a diseased animal, namely, diseased poultry.

DISPOSITION: October 29, 1954. The defendants having entered pleas of guilty, the court fined the corporation \$600, suspended the imposition of sentence against the individual, and placed the individual on probation for 1 year.

21739. Adulteration of dressed poultry. U. S. v. 23 Crates * * *. (F. D. C. No. 36913. Sample No. 68040-L.)

LIBEL FILED: August 4, 1954, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about August 2, 1954, by the Bush & Stokes Co., from Birmingham, Ala.

PRODUCT: 23 crates, containing a total of 1,067 pounds, of dressed poultry at New Orleans, La.

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 contaminated with crop material, feathers, and other foreign material.

DISPOSITION: October 15, 1954. The Bush & Stokes Co., 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 reconditioning at Birmingham, Ala., under the supervision of the Department of Health, Education, and Welfare. Nineteen crates of the product were erroneously destroyed, and the remaining 4 crates were reconditioned by a thorough cleaning and removal of the unfit portions.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

21740. Adulteration and misbranding of vitamin capsules. U. S. v. 1 Carton, etc. (F. D. C. No. 37066. Sample Nos. 88583-L, 88586-L to 88588-L, incl.)

LIBEL FILED: August 27, 1954, Northern District of Iowa.

ALLEGED SHIPMENT: On or about March 10 and December 1, 1952, and January 19, 1953, from Detroit, Mich.