

23394. Frozen dressed poultry. (F. D. C. No. 39138. S. No. 24-460 M.)

QUANTITY: 28 50-lb. crates at Los Angeles, Calif.

SHIPPED: 4-20-56, from Tupelo, Miss.

LIBELED: 5-29-56, S. Dist. Calif.

CHARGE: 402 (a) (3)—contained decomposed birds while held for sale.

DISPOSITION: 6-18-56. Default—destruction.

23395. Dressed turkeys. (F. D. C. No. 38878. S. No. 19-780 M.)

QUANTITY: 46 30-lb. boxes, 54 38-lb. boxes, and 42 51-lb. boxes at Louisville, Ky.

SHIPPED: 12-9-55, from New Salisbury, Ind., by Carl Hendricks Poultry Co.

LIBELED: 12-22-55, W. Dist. Ky.

CHARGE: 402 (a) (3)—contained birds contaminated with fecal matter and crop material; and 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 5-21-56. Consent—claimed by shipper. Segregated, 330 lbs. destroyed.

SPICES, FLAVORS, AND SEASONING MATERIALS

23396. Coriander seed. (F. D. C. No. 39121. S. No. 28-492 M.)

QUANTITY: 125 bags, 100 lbs. each, at San Francisco, Calif.

SHIPPED: 2-9-56, from French Morocco.

LIBELED: 5-3-56, N. Dist. Calif.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 7-9-56. Consent—claimed by B. C. Ireland, Inc., San Francisco, Calif. The article was destroyed after an unsuccessful attempt to recondition it.

23397. Sesame seed. (F. D. C. No. 39128. S. No. 15-290 M.)

QUANTITY: 42 bins, containing approximately 2,100 lbs. each, at Fresno, Calif.

SHIPPED: Between 11-21-55 and 1-9-56, from Paris, Tex.

RESULTS OF INVESTIGATION: An inspection of the premises of Lucidi Packing Co., Fowler, Calif., where the article had been stored, revealed the existence of insanitary conditions which would result in contamination of the article.

LIBELED: 5-16-56, S. Dist. Calif.

CHARGE: 402 (a) (3)—contained rodent excreta and insects; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 6-29-56. Consent—claimed by I. Charles Lucidi, t/a Lucidi Packing Co., Fowler, Calif. Segregated; 3,522 lbs. released for oil extraction, 1,369 lbs. destroyed, and remainder released as fit for use as food.

23398. Imitation vanilla flavor. (F. D. C. No. 39293. S. No. 46-476 M.)

QUANTITY: 3 cases, 24 8-oz. btls. each, at Wilmington, Del.

SHIPPED: 4-13-56, from Philadelphia, Pa., by Serv-Agen Corp.

LABEL IN PART: (Btl.) "Serv-Agen * * * Imitation Vanilla Flavor."

LIBELED: 7-3-56, Dist. Del.

CHARGE: 402 (a) (2)—contained, when shipped, an added poisonous and deleterious substance, coumarin, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and can be avoided by good manufacturing practice.

DISPOSITION: 8-15-56. Default—destruction.

MISCELLANEOUS FOODS

23399. Eg-O-Do, Spicey Spice, and Dip. (F. D. C. No. 38516. S. Nos. 1-804 M, 12-902 M, 32-769 M.)

INDICTMENT RETURNED: 3-5-56, E. Dist. Pa., against Herbert Kane, t/a Brokay Products, Philadelphia, Pa.

SHIPPED: Between 2-15-55 and 9-9-55, from Pennsylvania to Delaware, New Jersey, and Virginia.

LABEL IN PART: (Drum) "Brokay Eg-O-Do Net Wt. 250 lbs. Contains: Soya Flour, Egg Yolk, Skim Milk Powder, Lecithinated, Shortening, Cereal, Salt and Baking Powder, Egg Albumen, Certified Color Added," "Brokay Spicey Spice * * * Contents: Spices, Sugar, Vegetable Oil, Essential Oils, Cereals and Vanillin Net Weight: 100 Lbs.," and "Perfect Fried Foods with Brokay Instant 'Dip' 10 Lbs. Net Weight * * * Contents: Egg Yolk, Milk Powder, Lecithin, Carotene, Vitamin A, Starch and Flour."

CHARGE: 402 (a) (3)—contained insects and insect fragments; and 402 (a) (4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 6-13-56. \$600 fine; jail sentence for 1 year suspended and defendant placed on probation for 5 years.

23400. Cheese and butter mineral. (F. D. C. No. 39147. S. No. 40-987 M.)

QUANTITY: 11 drums at Paynesville, Minn.

SHIPPED: 4-26-56, from Neenah, Wis., by Alferi's Laboratories, Inc.

LABEL IN PART: (Drum) "Alferi's Cheese and Butter Mineral * * * Net Weight 110 * * * Contents: Sodium Chloride, Potassium Nitrate, Bicarbonate of Soda."

LIBELED: 6-15-56, Dist. Minn.

CHARGE: 403 (a)—the name "Cheese and Butter Mineral" was false and misleading since it represented and suggested that the article was suitable for use in the manufacture of cheese and butter, but it failed to reveal the material fact that the addition of the article to cheese and butter would render those foods in violation of the Federal Food, Drug, and Cosmetic Act.

DISPOSITION: 8-6-56. Default—destruction.

INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 23351 TO 23400

PRODUCTS

	N. J. No.		N. J. No.
Anginetti-----	¹ 23351	Beans, black-eyed, dried-----	23374
Bakery products-----	¹ 23351, 23352	navy, dried-----	23375
Banana macaroons-----	¹ 23351	pink, dried-----	23376

¹ (23351) Prosecution contested. Contains opinion of the court.