

CHARGE: 402 (a) (3)—contained *Drosophila* fly eggs, scavenger fly eggs, and maggots when shipped.

DISPOSITION: 6-11-57. Default—destruction.

24035. Canned tomatoes and canned sweetpotatoes. (F. D. C. No. 39674. S. Nos. 47-111/2 M.)

QUANTITY: 21 cases, 24 1-lb. 11-oz. or 1-lb. 12-oz. cans each, of canned tomatoes and 173 cases, 24 1-lb. 1-oz. cans each, of canned sweetpotatoes at Philadelphia, Pa.

SHIPPED: 7-16-56, from Chestertown, Md.

LIBELED: 11-8-56, E. Dist. Pa.

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

DISPOSITION: 2-7-57. Default—destruction.

24036. Tomato puree. (F. D. C. No. 40188. S. No. 61-221 M.)

QUANTITY: 24 cases, 48 cans each, at Vineland, N. J.

SHIPPED: 4-17-57, from East Hartford, Conn. This was a return shipment.

LABEL IN PART: (Can) "Mountain Beauty Contents 10½ Ozs. Av'd. Tomato Puree."

LIBELED: 4-26-57, Dist. N. J.

CHARGE: 402 (a) (3)—contained fly eggs and maggots when shipped.

DISPOSITION: 5-29-57. Default—destruction.

NUTS

24037. Cashew nuts. (F. D. C. No. 40291. S. No. 57-813 M.)

QUANTITY: 59 cases, 2 25-lb. cans each, at Eastman, Ga.

SHIPPED: 2-7-57 and 2-28-57, from New York, N. Y.

LIBELED: 5-27-57, S. Dist. Ga.

CHARGE: 402 (a) (3)—contained insects and insect-damaged nuts while held for sale.

DISPOSITION: 6-28-57. Consent—claimed by Jos. A. Zaloom & Co., Inc., New York, N. Y. Segregated; 226 lbs. destroyed.

24038. Cashew nuts. (F. D. C. No. 40290. S. No. 76-961 M.)

QUANTITY: 42 cases, 2 25-lb. cans each, at Atlanta, Ga.

SHIPPED: 2-28-57, from New York, N. Y.

LIBELED: 5-24-57, N. Dist. Ga.

CHARGE: 402 (a) (3)—contained insects and insect-damaged nuts while held for sale.

DISPOSITION: 6-14-57. Consent—claimed by Jos. A. Zaloom & Co., Inc., New York, N. Y. Segregated; 50 lbs. destroyed.

24039. Shelled peanuts. (F. D. C. No. 40138. S. Nos. 33-754 M, 58-117 M.)

INFORMATION FILED: 6-12-57, W. Dist. Mo., against Bunte Bros. Chase Candy Co., a corporation, St. Joseph, Mo.

ALLEGED VIOLATION: Between 10-10-56 and 1-8-57, while a quantity of shelled peanuts was being held for sale after shipment in interstate commerce, the defendant caused the peanuts to be placed in a building that was accessible

to rodents, and to be exposed to contamination by rodents, which acts resulted in the article being adulterated.

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

PLEA: Guilty.

DISPOSITION: 8-9-57. \$250 fine plus costs.

OILS AND FATS

24040. Edible oil. (F. D. C. No. 40186. S. No. 62-942 M.)

QUANTITY: 11 cans at Newark, N. J.

SHIPPED: 12-7-56, from Brooklyn, N. Y., by Lucci Sales Co.

LABEL IN PART: "Extra Fine Cielo Celeste Brand Contents One Gallon Net Composed of 75% Choice Peanut and Corn Oils 25% Pure Imported Olive Oil."

RESULTS OF INVESTIGATION: Examination showed that the article was essentially an artificially colored corn oil, with little or no peanut or olive oil present.

LIBELED: 4-26-57, Dist. N. J.

CHARGE: 402 (b) (1)—when shipped, valuable constituents, peanut oil and olive oil, had been in whole or in part omitted from the article; 402 (b) (2)—artificially colored corn oil had been substituted in whole or in part for a mixture of 75 percent peanut and corn oils, and 25 percent olive oil, which the article was represented to be; and 403 (a)—the label statement "75% * * * Peanut and Corn Oils 25% * * * Olive Oil" was false and misleading.

DISPOSITION: 6-14-57. Default—delivered to a charitable institution for its use, and not for sale.

24041. Vegetable shortening. (F. D. C. No. 40288. S. No. 64-701 M.)

QUANTITY: 10 cases, 12 jars each, at Pittsburgh, Pa.

SHIPPED: 5-9-57, from Chicago, Ill., by Douglas Food Corp.

LABEL IN PART: (Jar) "Carmel Brand Kosher Net Wt. 1 Lb. Schmaltz-E-Dige * * * Vegetable Shortening."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 6-24-57, W. Dist. Pa.

CHARGE: 403 (e) (2)—the label of the article, when shipped, failed to bear an accurate statement of the quantity of contents.

DISPOSITION: 8-7-57. Default—delivered to a charitable institution, for consumption by the inmates.

OLEOMARGARINE

24042. Oleomargarine. (F. D. C. No. 39757. S. No. 39-562 M.)

QUANTITY: 635 cases, 30 1-lb. pkgs. each, at Atlanta, Ga.

SHIPPED: After 12-12-56, from Bristol, Va. This was a return shipment.

RESULTS OF INVESTIGATION: Investigation showed that the article was contaminated by a deleterious chemical, while en route from Atlanta, Ga. to Bristol, Va., due to damage of other cargo consisting of the chemical epichlor-