SHIPPED: 3–7–63, from Swedesboro, N.J., by PMC Canning Co., Inc.

LABEL IN PART: (Can) "Carmelita Brand Prepared Pizza Sauce Italian Style * * * Packed for * * * Joseph Delfino & Sons Port Chester N.Y."

LIBELED: On or about 6–4–63, S. Dist. N.Y.

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

DISPOSITION: 6–26–63. Default—destruction.

28977. Pizza sauce (tomato product). (F.D.C. No. 48976. S. No. 65–974 V.)

QUANTITY: 95 cases, each containing 6 6-lb. 9-oz. cans, at Long Island City, N.Y.

SHIPPED: 10–16–62, from Cologne, N.J., by Ariston Canning Co., Inc.

LABEL IN PART: "Jersey Delight Brand Pizza Sauce * * * Packed by Ariston Canning Co. Cologne, N.J."

LIBELED: 5–28–63, E. Dist. N.Y.

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

DISPOSITION: 6–21–63. Default—destruction.

NUTS AND NUT PRODUCT

28978. Unshelled brazil nuts. (F.D.C. No. 48419. S. No. 3–017 V.)

QUANTITY: 88 cases, each containing 12 2-lb. bags, at Raleigh, N.C.

SHIPPED: 11–21–62, from Chico, Calif., by Continental Nut Co.

LABEL IN PART: (Bag) "Contents 2 Lbs. Net * * * Red Ribbon Selected Brazil Nuts Packed by Continental Nut Co. Chico, Calif."

LIBELED: 1–7–63, E. Dist. N.C.

CHARGE: 402(a)(3)—contained shriveled, rancid, bitter, gummy and moldy nuts, and empty shells when shipped.

DISPOSITION: 3–8–63. Consent—claimed by Continental Nut Co., Chico, Calif. Segregated; 101 lbs. destroyed.

28979. Shelled cashews. (F.D.C. No. 48511. S. No. 49–748 V.)

QUANTITY: 24 30-lb. ctns., at Chico, Calif.

SHIPPED: 8–3–62, from New York, N.Y.

RESULTS OF INVESTIGATION: The article was a commingled lot, a portion of which was shipped in 25-lb. cans from New York, N.Y., to California, and then delivered to the dealer who reconditioned the contents, mixed them with other nuts on hand, and repacked the entire lot into 30-lb. cartons.

LIBELED: 1–8–63, N. Dist. Calif.

CHARGE: 402(a)(3)—contained insect larvae, insect fragments, insect parts, and insect excreta while held for sale.

DISPOSITION: 2–8–63. Default—destruction.

28980. Shelled Spanish peanuts. (F.D.C. No. 48748. S. No. 28–176 V.)

QUANTITY: 160 125-lb. bags, at Omaha, Nebr., in possession of Omaha Bakers Supply Co.

SHIPPED: 11–15–62, from Denison, Tex.

LIBELED: 4–15–63, Dist. Nebr.

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