denatured for use as animal food, or cleaned and otherwise reconditioned so as to be in compliance with the law.

An order to show cause why a preliminary injunction should not issue was also entered against the defendants on 6–12–58, with a hearing set for 6–20–58. Thereafter, by stipulation of the parties, the temporary restraining order was extended to 7–3–58, and the hearing set for that date upon the prayer for preliminary injunction and prayer for permanent injunction. It was also stipulated that the 108 uncoded cases of poultry be examined by the Food and Drug Administration and the unfit portion destroyed. On 7–1–58, such poultry was segregated, resulting in the destruction of 60 full cases and parts of 5 cases.

The hearing on the injunction began on 7–3–58, but was not completed. Instead an agreement was reached by the parties to enter into a stipulation that the hearing be continued to 1–15–59, unless application should be made by either party for resumption of trial prior to that date and if no application be made on or before 1–15–59, a stipulation of dismissal be entered; and that the temporary restraining order should be continued in effect against Eagle Poultry Co., Inc., and Eagle Poultry Packers, Inc., until the further order of the court or until the stipulation of dismissal was entered into. On 1–29–59, pursuant to the stipulation of the parties, an order of dismissal was entered by the court.

29077. Canned chicken. (F.D.C. No. 49284. S. No. 27–933 X.)

QUANTITY: 21 cases, each containing 12 3-lb. 4-oz. cans, at Davenport, Iowa.

SHIPPED: 2–21–63, from Quincy, Ill.

LIBELED: 8–26–63, S. Dist. Iowa.

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

DISPOSITION: 9–4–63. Consent—destruction.

29078. Canned chicken. (F.D.C. No. 49305. S. No. 26–669 X.)

QUANTITY: 480 3-lb. 4-oz. cans, at Toledo, Ohio.

SHIPPED: 3–18–63, from Quincy, Ill.

LIBELED: 9–11–63, N. Dist. Ohio.

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

DISPOSITION: 10–10–63. Default—destruction.

29079. Frozen chicken. (F.D.C. No. 49312. S. No. 46–421 X.)

QUANTITY: 312 boxes, containing a total of 13,165 lbs., at Springfield, Ill.

SHIPPED: On an unknown date, from Nacogdoches, Tex., by HLH Products Co.

LABEL IN PART: (Box) "HLH Fowl without Giblets * * * Packed by HLH Products General Office Dallas, Texas."

LIBELED: 9–11–63, S. Dist. Ill.

CHARGE: 402(a)(3)—contained decomposed chickens when shipped.

DISPOSITION: 10–3–63. Default—destruction.

29080. Canned chicken breasts and canned turkey breasts. (F.D.C. No. 48671. S. Nos. 9–159/66, 10–841/2 T.)

QUANTITY: 2,597 1-lb. 8-oz. cans of chicken, and 2,636 1-lb. 8-oz. cans of turkey, at Murrysville, Pa.

SHIPPED: 9–4–62 and 9–17–62, from Chicago, Ill.