

POULTRY

27391. Poultry. (F.D.C. No. 44048. S. No. 86-134 P.)

QUANTITY: 147 boxes, containing a total of approximately 7,500 lbs. of poultry (chickens, turkeys, etc.) and poultry parts, at Detroit, Mich.

SHIPPED: 9-30-59, from Charleston, W.Va.

LIBELED: 2-5-60, E. Dist. Mich.

CHARGE: 402(a)(3)—while held for sale, the article contained dirty, putrid, and decomposed poultry and poultry parts; and 402(a)(5)—the article was in whole or in part the product of a diseased animal.

DISPOSITION: 7-18-60 and 8-11-60. Default—the court ordered that 200 lbs. of the article be delivered to the Food and Drug Administration and that the remainder be sold for conversion into fertilizer.

27392. Frozen dressed chickens. (F.D.C. No. 45918. S. Nos. 57-794 R, 57-800 R.)

QUANTITY: 66 crates, 4,500 lbs. total, at Tampa, Fla.

SHIPPED: 2-23-61, from Philadelphia, Pa.

LIBELED: 5-31-61, S. Dist. Fla.

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

DISPOSITION: 6-23-61. Default—destruction.

SPICES, FLAVORS, AND SEASONING MATERIALS

27393. Vanilla extract. (F.D.C. No. 45767. S. No. 56-625 R.)

QUANTITY: 25 cases, 12 1-qt. btls. each, at Greystone Park, N.J.

SHIPPED: 3-1-61, from New York, N.Y., by Drew Co. of America, Inc.

LABEL IN PART: (Btl.) "Drew's Pure Extract Vanilla * * * Absolutely Pure * * * Prepared by Drew Corporation, New York."

RESULTS OF INVESTIGATION: Examination showed that the product was an imitation vanilla extract containing added vanillin, and containing an insignificant amount of true vanilla extractives.

LIBELED: 5-4-61, Dist. N.J.

CHARGE: 402(b)(1)—when shipped, the valuable constituent, namely, vanilla extractives, had been in whole or in part omitted or abstracted from the article; 402(b)(2)—vanillin had been in whole or in part substituted for the article; 402(b)(4)—vanillin had been added to the article or mixed or packed therewith so as to make it appear better or of greater value than it was; 403(c)—the article was an imitation of another food, namely, vanilla extract, and its label failed to bear in type of uniform size and prominence, the word "imitation" and, immediately thereafter, the name of the food imitated; and 403(i)(2)—the article was fabricated from two or more ingredients and its label failed to bear the common or usual name of each such ingredient.

DISPOSITION: 6-13-61. Default—delivered to a State institution.