NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the presence of live insects and mold.

DISPOSITION: March 19, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10876. Adulteration of ground marjoram. U. S. v. 1 Bag * * *. (F. D. C. No. 19109. Sample No. 21581–H.)

LIBEL FILED: February 12, 1946, District of Nebraska.

ALLEGED SHIPMENT: On or about December 28, 1945, by the Kearns and Smith Spice Co., from Chicago, Ill.

PRODUCT: 1 100-pound bag of ground marjoram at Omaha, Nebr.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of sand and dirt.

DISPOSITION: April 15, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10877. Adulteration of brown mustard seed. U. S. v. 674 Bags * * *. (F. D. C. No. 19274. Sample No. 9926–H.)

LIBEL FILED: March 1, 1946, Western District of New York.

ALLEGED SHIPMENT: On or about April 30, 1945, from Spokane, Wash.

PRODUCT: 674 100-pound bags of brown mustard seed at Buffalo, N. Y., in possession of Terminal and Transportation Warehouse, Merchants Refrigerating Co. Division. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent excreta and urine stains were observed on them. Examination showed that the product contained rodent excreta.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 6, 1946. The Merchants Refrigerating Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration.

10878. Adulteration of imitation black pepper. U. S. v. 62 Cartons * * *. (F. D. C. No. 19443. Sample Nos. 1368–H, 1369–H.)

LIBEL FILED: March 22, 1946, Southern District of Georgia.

ALLEGED SHIPMENT: On or about July 25 and 31, 1945, by McCormick and Co., Inc., from Baltimore, Md.

PRODUCT: 18 10-pound cartons, 23 6-pound cartons, and 21 5-pound cartons of imitation black pepper at Brunswick, Ga. Examination showed that the product contained beetles and larvae.

LABEL, IN PART: "Banquet Brand Imitation Ground Black Pepper."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance.

DISPOSITION: April 15, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10879. Adulteration of imitation white pepper. U. S. v. 31 Cartons * * *. (F. D. C. No. 18361. Sample No. 948–H.)

LIBEL FILED: On or about November 13, 1945, Southern District of Florida.

ALLEGED SHIPMENT: On or about August 26, 1945, by the Warren Co., from Farmington, Minn.

PRODUCT: 31 cartons, each containing 12 1-pound bags, of imitation white pepper at Miami, Fla.

LABEL, IN PART: "Imitation White Pepper * * * Packed by The Bleecker Company Farmington, Minn."