CHARGE: 402 (a) (3)—contained birds contaminated with fecal matter; and 402 (a) (4)—prepared and packed under insanitary conditions.

DISPOSITION: 8-28-57. The Colonial Poultry Co., Inc., surrendered the article to the Government for whatever disposition it saw fit to make. The article was destroyed, and the libel action was dismissed.

24189. Eviscerated turkeys. (F. D. C. No. 40179. S. Nos. 62-606/7 M.)

QUANTITY: 12 crates containing a total of 480 lbs., and 5 crates containing a total of 160 lbs. at New York, N. Y.

SHIPPED: 11-29-56, from Frankford, Del., by Eagle Poultry Packers, Inc.

LIBELED: 5-6-57, S. Dist. N. Y.

CHARGE: 402 (a) (3)—contained birds which were contaminated with fecal matter when shipped; and 402 (a) (5)—contained diseased birds.

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

24190. Frozen turkeys. (F. D. C. No. 40541. S. No. 69-389 M.)

QUANTITY: 277 ctns., each containing 1 turkey each, wrapped in a plastic bag at Philadelphia, Pa.

SHIPPED: 7-10-57, from Alhambra, Calif.

RESULTS OF INVESTIGATION: Examination showed that the article consisted of a portion of a truckload of frozen turkeys which had become stalled in a flood while in transit. The flood water rose to the top of the 2 bottom layers of cartons in the truck, penetrated them, and, in many instances, penetrated the plastic coverings.

LIBELED: 7-31-57, E. Dist. Pa.

CHARGE: 402 (a) (4)—while in interstate commerce, the article was held under insanitary conditions.

DISPOSITION: 8-19-57. Consent—claimed by J. Manaster Co., Chicago, Ill. Segregated; 21 turkeys weighing a total of 548 lbs. 15 ozs. were found unfit.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

24191. Vitamin tablets and capsules. (F. D. C. No. 40195. S. Nos. 58-070/2 M.)

QUANTITY: 279 24-tablet boxes, 380 100-tablet btls., and 101 30-capsule boxes at Coffeyville, Kans.

SHIPPED: During 1947, from New York and Little Neck, N. Y.

LIBELED: 5-10-57, Dist. Kans.

CHARGE: 402 (b) (1)—while held for sale, valuable constituents, vitamin D in the 101 box lot and vitamin B_1 in all lots, had been in part omitted or abstracted from the articles; and 403 (a)—the label statements, which represented that the tablets and capsules contained 333 U. S. P. units of vitamin B_1 each, and that the capsules also contained 1,000 U. S. P. units of vitamin D, were false and misleading since the tablets and capsules contained less vitamin B_1 than represented and the capsules contained, also, less vitamin D than represented.

DISPOSITION: 6-28-57. Default—destruction.