11813. Adulteration of pecan meats. U. S. v. Bateman Pecan Co. Plea of nolo contendere. Fine, $250. (F. D. C. No. 21514. Sample No. 38002–H.)

INFORMATION FILED: December 20, 1946, Middle District of Georgia, against the Bateman Pecan Co., a partnership, Macon, Ga.

ALLEGED SHIPMENT: On or about March 6, 1946, from the State of Georgia into the State of Illinois.

LABEL, IN PART: "Dixiana Brand * * * Brown Sweets Seedling."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of rancid, moldy, and discolored pecans.

DISPOSITION: April 11, 1947. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of $250.

11814. Adulteration of pecan meats. U. S. v. C. S. Carter Shelling Plant. Plea of nolo contendere. Fine, $400. (F. D. C. No. 20944. Sample Nos. 1182–H, 3694–H, 49241–H, 49242–H.)

INFORMATION FILED: October 21, 1946, Middle District of Georgia, against the C. S. Carter Shelling Plant, a partnership, Camilla, Ga.

ALLEGED SHIPMENT: On or about February 4, 9, and 15, 1946, from the State of Georgia into the States of North Carolina, Louisiana, and Virginia.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of rodent hairs and fecal *E. coli;* and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 7, 1947. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of $400.

11815. Adulteration of unshelled pecans. U. S. v. 46 Bags * * *. (F. D. C. No. 21371. Sample No. 51928–H.)

LIBEL FILED: October 26, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about September 12, 1945, by the Consolidated Pecan Sales Co., from Albany, Ga.

PRODUCT: 46 50-pound bags of unshelled pecans at Minneapolis, Minn.

LABEL, IN PART: "King Cole Pecans," or "Klondyk Graded Paper Shell Pecans."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of insect-infested, moldy, and decomposed pecans.

DISPOSITION: March 17, 1947, amending decree of November 13, 1946. Jack Sacks, St. Paul, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for the purpose of shelling and segregating the good portion from the bad, under the supervision of the Federal Security Agency.

11816. Adulteration of shelled pecans. U. S. v. 18 Cartons * * *. (F. D. C. No. 19914. Sample Nos. 41790–H, 41791–H.)

LIBEL FILED: May 16, 1946, Northern District of West Virginia.

ALLEGED SHIPMENT: On or about March 20 and 22, 1946, by the Orangeburg Pecan Co., from Orangeburg, S. C.

PRODUCT: 18 60-pound cartons of shelled pecans at Parkersburg, W. Va.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rancid, moldy, and shriveled pecan meats.

DISPOSITION: An appearance was entered on behalf of the claimant, the Orangeburg Pecan Co., but before a decree of condemnation had been entered, the product was inadvertently returned to the claimant and destroyed. On November 20, 1946, an order was entered for the dismissal of the libel, conditioned upon the claimant's payments of the costs of the action.

11817. Adulteration of shelled walnuts. U. S. v. Karl Berberian, a partnership, and Karl Berberian and Haig G. Berberian. Pleas of nolo contendere. Each individual defendant fined $225; partnership defendant fined $3. (F. D. C. No. 20956. Sample Nos. 58136–H, 58138–H, 59304–H.)

INFORMATION FILED: November 8, 1946, Northern District of California, against