15845. Adulteration of pecans. U. S. v. 12 Cases * * *. (F. D. C. No. 28432. Sample No. 52588–K.)

LIBEL FILED: December 15, 1949, Southern District of Indiana.

ALLEGED SHIPMENT: On or about October 10, 1949, by the Marx Bros., from Birmingham, Ala.

PRODUCT: 12 cases, each containing 24 1-pound bags, of pecans at Seymour, Ind.

LABEL, IN PART: "Tubby, Jr. Brand Extra Stuarts Large Soft Shell Pecans."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance. (Examination showed the presence of moldy and otherwise decomposed pecans.)

DISPOSITION: January 19, 1950. Default decree of forfeiture and destruction.

15846. Adulteration of shelled pecans. U. S. v. 100 Cartons * * *. (F. D. C. No. 28242. Sample No. 62130–K.)

LIBEL FILED: October 28, 1949, District of Massachusetts.

ALLEGED SHIPMENT: On or about August 23, 1949, by the Orangeburg Pecan Co., from Orangeburg, S. C.

PRODUCT: 100 55-pound cartons of shelled pecans at Somerville, Mass.

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 insect-infested pecans, and of a decomposed substance by reason of the presence of moldy pecans.

DISPOSITION: December 7, 1949. Frederick J. D. Felder, Orangeburg, S. C., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law by cleansing, sorting, and picking out all decomposed, moldy, and objectionable material, under the supervision of the Food and Drug Administration. Reconditioning operations having been unsuccessful, the product was converted into animal feed.

15847. Adulteration of peanut butter. U. S. v. 96 Jugs * * *. (F. D. C. No. 28262. Sample No. 46700–K.)

LIBEL FILED: November 5, 1949, Northern District of West Virginia.

ALLEGED SHIPMENT: On or about September 13, 1949, by the Chunk-E-Nut Products Co., from Pittsburgh, Pa.

PRODUCT: 96 12-ounce jugs of peanut butter at Fairmont, W. Va.

LABEL, IN PART: "Cream-E-Nut * * * Peanut Butter."

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 insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 4, 1950. Default decree of condemnation. The court ordered that the product be delivered to a public institution, for use as animal feed.