

19736. Adulteration of tomato juice. U. S. v. 296 Cases * * *. (F. D. C. No. 33234. Sample Nos. 38601-L, 38605-L.)

LIBEL FILED: May 5, 1952, Eastern District of New York.

ALLEGED SHIPMENT: On or about February 21, 1952, by the Bercut-Richards Packing Co., from Sacramento, Calif.

PRODUCT: 296 cases, each containing 48 5½-ounce cans, of tomato juice at Brooklyn, N. Y.

LABEL, IN PART: (Can) "Sacramento Brand California Tomato Juice."

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

DISPOSITION: October 22, 1952. The shipper, the sole intervener, having withdrawn its claim, judgment of condemnation was entered and the court ordered that samples of the product be delivered to the Food and Drug Administration and that the remainder be destroyed.

NUTS AND NUT PRODUCTS

19737. Adulteration of unshelled brazil nuts. U. S. v. 178 Bags * * *. (F. D. C. No. 33496. Sample No. 49604-L.)

LIBEL FILED: July 29, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about November 10, 1951, from Brazil.

PRODUCT: 178 100-pound bags of unshelled brazil nuts at Jersey City, N. J.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy and decomposed brazil nuts, and it was otherwise unfit for food by reason of the presence of empty shells. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 14, 1952. William A. Camp Co., Inc., New York N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for the segregation of the unfit portion, under the supervision of the Food and Drug Administration.

The product was brought into compliance with the law by the cracking of the nuts and the salvaging of the fit portion. 3,930 pounds of nut meats were salvaged, and the remainder of the product, consisting of 13,301 pounds of shell and rancid and decomposed nut meats, was destroyed.

19738. Adulteration of peanuts and flour. U. S. v. 54 Bags, etc. (F. D. C. No. 32832. Sample Nos. 48352-L, 48353-L.)

LIBEL FILED: February 29, 1952, Southern District of Iowa.

ALLEGED SHIPMENT: On or about November 16 and December 18, 1951, from Suffolk, Va., and Wichita, Kans.

PRODUCT: 54 100-pound bags of peanuts and 19 50-pound bags of flour at Burlington, Iowa, in the possession of the Benner Tea Co.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of rodent urine; and, Section 402 (a) (4), they had been held under insanitary conditions whereby they may have become contaminated with filth. The products were adulterated while held for sale after shipment in interstate commerce.