

Security Agency. The product was reconditioned, with the result that 11 100-pound bags of the product were found unfit and were destroyed.

20007. Adulteration of rice. U. S. v. 13 Bags * * *. (F. D. C. No. 34210. Sample No. 8237-L.)

LABEL FILED: November 7, 1952, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 21, 1952, from Youngstown, Ohio.

PRODUCT: 13 100-pound bags of rice at Sharon, Pa.

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 live insects and insect fragments. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: January 26, 1953. Default decree of condemnation. The court ordered that the product be delivered to a county institution, for use as animal feed.

20008. Adulteration of tapioca, cocoa, cocoa beans, sugar, coffee beans, garbanzos, and coriander seed. U. S. v. 567 Bags, etc. (F. D. C. No. 33222. Sample Nos. 36960-L, 36963-L, 37260-L, 37261-L, 37263-L to 37265-L, incl., 37267-L, 38594-L, 38595-L.)

LABEL FILED: May 1, 1952, Eastern District of New York.

ALLEGED SHIPMENT: On or about May 31, June 12, August 21, September 8, and October 15, 1951, and February 14, 1952, and various other dates, from various foreign countries.

PRODUCT: 567 200-pound bags of tapioca, 4 112-pound barrels of cocoa, 523 175-pound bags of cocoa beans, 46 100-pound bags of sugar, 13 140-pound bags of cocoa beans, 7 140-pound bags of coffee beans, 5 100-pound bags of garbanzos, 9 140-pound bags of cocoa beans, 499 100-pound bags of coriander seed, and 250 140-pound bags of coffee beans, at Brooklyn, N. Y., in the possession of Beard's Erie Basin, Inc.

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

DISPOSITION: On May 20, 1952, S. Alexander Schonbrunn, a partner of the Sassco Coffee Co., New York, N. Y., claimant for the 250-bag lot of coffee beans, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion, under the supervision of the Federal Security Agency. The segregation operations resulted in the destruction of 123 pounds of coffee beans as unfit.

On May 28, 1952, the Aetna International Corp., New York, N. Y., having appeared as claimant for the coriander seed and having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reprocessing under the supervision of the Federal Security Agency. The product was segregated, resulting in the destruction of approximately 800 pounds as unfit.

A. C. Israel Commodity Co., Inc., New York, N. Y., appeared as claimant for the 523-bag lot and 9-bag lot of cocoa beans and Madagascar Agencies, Inc., New York, N. Y., appeared as claimant for the tapioca, and upon consenting to the entry of decrees, judgments of condemnation were entered on June 11, 1952. The court ordered that the products be released under bond for re-processing under the supervision of the Federal Security Agency. 33,197 pounds of the tapioca were segregated as unfit and were denatured for use for technical purposes. As to the cocoa beans, 4,908 pounds of skimmings were removed from the bags and commingled with 2,877 pounds of skimmings from the lot of cocoa beans involved in the case reported in notice of judgment No. 20012. The commingled skimmings were screened, with the result that 661 pounds were removed as unfit and were denatured.

With respect to the libel actions against the 5-bag lot of garbanzos, the 7-bag lot of coffee beans, the 13-bag lot of cocoa beans, the 4-barrel lot of cocoa, and the 46-bag lot of sugar, no claimant appeared, and the court, on February 9, March 10, and April 29, 1953, entered default decrees of condemnation and destruction.

CHOCOLATE, SUGAR, AND RELATED PRODUCTS

CANDY

20009. Adulteration of candy. U. S. v. 18 Boxes, etc. (F. D. C. No. 33868. Sample Nos. 3550-L, 39291-L, 39292-L.)

LIBEL FILED: September 23, 1952, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about July 25 and August 8, 1952, by the Supreme Candy Co. (Wellons Candy Co.), from Dunn, N. C.

PRODUCT: 358 boxes of candy bars at South Norfolk, Va. Each box contained 40 bars.

LABEL, IN PART: "Wellons Nut Roll," "Rainbow Bar," "Cabbage Bar," "Choo-Choo," "Tic Tic Tic Nut Roll," "Pixie," and "Jazz."

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 insects and insect parts.

DISPOSITION: January 27, 1953. Default decree of condemnation and destruction.

20010. Adulteration of candy. U. S. v. 12 Pails * * *. (F. D. C. No. 34234. Sample No. 8244-L.)

LIBEL FILED: On or about November 19, 1952, Southern District of Ohio.

ALLEGED SHIPMENT: On or about October 6, 1952, by the Oswego Candy Co., from Oswego, N. Y.

PRODUCT: 12 15-pound pails of candy at Steubenville, Ohio.

LABEL, IN PART: "Ox-Heart Brand * * * Ox-Heart Chocolate Cream Drops."

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

DISPOSITION: January 26, 1953. Default decree of destruction.