20391. Adulteration of tomato sauce. U. S. v. 800 Cases * * *. (F. D. C. No. 34974. Sample No. 57651–L.)

LIBEL FILED: April 21, 1953, District of Maryland.

ALLEGED SHIPMENT: On or about February 26, 1953, by Hunt Foods, Inc., from Oakland, Calif.

PRODUCT: 800 cases, each containing 72 8-ounce cans, of tomato sauce at Baltimore, Md.

LABEL, IN PART: (Can) "Hunt's Tomato Sauce."

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

DISPOSITION: May 12, 1953. Hunt Foods, Inc., Fullerton, Calif., 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 Department of Health, Education, and Welfare. 4 7/9 cases were found unfit and were destroyed.

NUTS AND NUT PRODUCTS

20392. Adulteration of unshelled almonds. U. S. v. 20 Bags * * *. (F. D. C. No. 34583. Sample No. 8550–L.)

LIBEL FILED: February 7, 1953, Northern District of New York.

ALLEGED SHIPMENT: On or about October 20, 1952, from Sacramento, Calif.

PRODUCT: 20 25-pound bags of unshelled almonds at Syracuse, N. Y., in the possession of the Morey Hammond Warehouse.

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 rodent urine and rodent-gnawed nuts; and, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 23, 1953. Default decree of condemnation and destruction.

20393. Adulteration of shelled peanuts. U. S. v. 19 Bags * * *. (F. D. C. No. 34757. Sample No. 34863–L.)

LIBEL FILED: March 1, 1953, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about December 6, 1952, from Albany, Ga.

PRODUCT: 19 bags, each containing 124 pounds, of shelled peanuts at Maplewood, Mo., in the possession of Halben Food Mfg. Co., Inc.

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 rodent excreta; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: April 1, 1953. Halben Food Mfg. Co., Inc., 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, under the supervision of the Federal Security Agency. The product was cleaned, and the unfit portion, consisting of 75 pounds, was destroyed.