

PRODUCT: 4 crates, each containing 24 1-quart boxes, of fresh blueberries at Boston, Mass.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance. (Examination showed that the article contained maggots.)

DISPOSITION: September 14, 1954. Default decree of condemnation and destruction.

MISCELLANEOUS FRUIT PRODUCT

21642. Adulteration of apple pomace. U. S. v. 3,526 Bags * * *. (F. D. C. No. 36747. Sample No. 90125-L.)

LIBEL FILED: May 19, 1954, Western District of Missouri.

ALLEGED SHIPMENT: On or about November 23, 27, and 30, 1953, from North Rose, N. Y.

PRODUCT: 3,526 75-pound bags of apple pomace at Kansas City, Mo., in possession of the Speas Co.

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 bird excreta; 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: June 8, 1954. The Speas Co., 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 for segregation and destruction of the unfit portion, under the supervision of the Department of Health, Education, and Welfare. 232 75-pound bags were found unfit and were destroyed.

VEGETABLES AND VEGETABLE PRODUCTS*

21643. Adulteration of pinto beans. U. S. v. 28 Bags * * *. (F. D. C. No. 36903. Sample No. 43178-L.)

LIBEL FILED: July 21, 1954, Northern District of California.

ALLEGED SHIPMENT: On or about January 18, 1954, from Twin Falls, Idaho.

PRODUCT: 28 100-pound bags of pinto beans at San Jose, Calif.

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. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 18, 1954. Default decree of condemnation and destruction.

21644. Adulteration of chickpeas. U. S. v. 30 Bags * * *. (F. D. C. No. 36741. Sample No. 62491-L.)

LIBEL FILED: May 12, 1954, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about March 29, 1954, by Louis Cohen, from New York, N. Y.

PRODUCT: 30 110-pound bags of chickpeas at St. Louis, Mo.

*See also No. 21620.

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 insects.

DISPOSITION: June 8, 1954. Default decree of condemnation and destruction.

21645. Adulteration of pickles. U. S. v. 728 Cases * * *. (F. D. C. No. 36508. Sample No. 80455-L.)

LIBEL FILED: April 15, 1954, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about February 23, 1954, by Lester's Food Market, from Baltimore, Md.

PRODUCT: 728 cases, each containing 12 1-quart jars, of pickles at Philadelphia, Pa.

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

DISPOSITION: July 14, 1954. Default decree of condemnation and destruction.

21646. Adulteration of canned sauerkraut. U. S. v. 48 Cases * * *. (F. D. C. No. 36734. Sample No. 82785-L.)

LIBEL FILED: May 3, 1954, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 11, 1954, by the Empire State Pickling Co., from Phelps, N. Y.

PRODUCT: 48 cases, each containing 24 cans, of sauerkraut at Pittsburgh, Pa.

LABEL, IN PART: (Can) "Silver Floss Brand Contents 1 Lb. 11 Oz. * * * Sauerkraut."

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 insects, insect parts, and rodent hairs; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 22, 1954. Default decree of condemnation and destruction.

NUTS AND NUT PRODUCTS

21647. Adulteration of mixed nuts. U. S. v. 10 Bags * * *. (F. D. C. No. 36902. Sample No. 79329-L.)

LIBEL FILED: July 16, 1954, Southern District of Ohio.

ALLEGED SHIPMENT: On or about November 17, 1953, from Chico, Calif.

PRODUCT: 10 100-pound bags of mixed nuts at Columbus, Ohio.

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-infested walnuts and almonds, and of a decomposed substance by reason of the presence of moldy almonds. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 7, 1954. Default decree of destruction.

21648. Adulteration of peanuts (oil stock). U. S. v. 180 Bags * * *. (F. D. C. No. 36522. Sample No. 72527-L.)

LIBEL FILED: April 22, 1954, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about March 29, 1954, by the Severn Peanut Co., from Severn, N. C.