

24438. Unshelled walnuts and egg noodles. (F. D. C. No. 40705. S. Nos. 82-785 M, 82-788 M.)

QUANTITY: 1 100-lb. bag of unshelled walnuts and 29 cartons, 24 8-oz. pkgs. each, of noodles at Marietta, Ohio.

SHIPPED: The walnuts were shipped from outside the State of Ohio on an unknown date, and the noodles were shipped between 6-14-57 and 8-23-57, from Carnegie, Pa.

LIBELED: 10-11-57, S. Dist. Ohio.

CHARGE: 402 (a) (3)—contained insects; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 1-3-58. Default—destruction.

24439. Peanuts. (F. D. C. No. 40758. S. No. 71-122 M.)

QUANTITY: 4 100-lb. bags at Willmar, Minn.

SHIPPED: 12-13-56, from Virginia.

LIBELED: 10-2-57, Dist. Minn.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 11-15-57. Default—consumption by animals.

24440. Peanuts. (F. D. C. No. 40768. S. No. 71-568 M.)

QUANTITY: 50 90-lb. bags at Davenport, Iowa, in possession of Kohrs Cold Storage Co.

SHIPPED: 12-31-56, from Franklin, Va.

LIBELED: 10-4-57, S. Dist. Iowa.

CHARGE: 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 1-13-58. Consent—claimed by Charles Circello, Rock Island, Ill. Segregated; 118 lbs. denatured.

24441. Shelled pecans. (F. D. C. No. 40753. S. No. 64-435 M.)

QUANTITY: 5 25-lb. ctns. at Pittsburgh, Pa.

SHIPPED: During 1957, from outside the State of Pennsylvania.

LIBELED: 9-24-57, W. Dist. Pa.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 9-30-57. Default—destruction.

24442. Shelled brazil nuts. (F. D. C. No. 40772. S. No. 64-543 M.)

QUANTITY: 324 lbs. in cans at Albany, N. Y.

SHIPPED: 9-5-57, from Boston, Mass.

LIBELED: 10-7-57, N. Dist. N. Y.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 11-22-57. Default—destruction.

24443. Shelled pistachio nuts. (F. D. C. No. 40770. S. No. 60-294 M.)

QUANTITY: 7 cases at Detroit, Mich.

SHIPPED: 7-24-57, from Denver, Colo. This was a return shipment.

LIBELED: On or about 10-9-57, E. Dist. Mich.

**CHARGE:** 402 (a) (3)—contained insects and machine oil while in interstate commerce.

**DISPOSITION:** 1-24-58. Default—destruction.

## POULTRY

**24444. Dressed poultry.** (F. D. C. No. 40141. S. Nos. 60-626/30 M.)

**INDICTMENT RETURNED:** 10-8-57, Dist. N. H., against Karanikas & Sons, a partnership, Goffstown, N. H.

**SHIPPED:** 2-6-57, from New Hampshire to Massachusetts.

**CHARGE:** 402 (a) (3)—contained fecal matter and crop material; 402 (a) (4)—prepared, packed, and held under insanitary conditions; and 402 (a) (5)—contained diseased birds when shipped.

**PLEA:** Not guilty.

**DISPOSITION:** The case came on for trial before a jury on 11-25-57. On 11-29-57, the jury returned a verdict of not guilty.

**24445. Dressed chickens.** (F. D. C. No. 40697. S. No. 62-615 M.)

**QUANTITY:** 5 crates, containing a total of 397 lbs., at New York, N. Y.

**SHIPPED:** 9-22-57, from Frankford, Del., by Eagle Poultry Packers, Inc.

**LIBELED:** 10-22-57, S. Dist. N. Y.

**CHARGE:** 402 (a) (3)—when shipped, contained torn, bruised birds, and birds contaminated with fecal and crop material.

**DISPOSITION:** 11-22-57. Default—destruction.

**24446. Dressed chickens.** (F. D. C. No. 40946. S. No. 62-619 M.)

**QUANTITY:** 3 crates totaling 156 lbs. at Bronx, N. Y.

**SHIPPED:** 10-21-57, from Frankford, Del., by Eagle Poultry Packers, Inc.

**LIBELED:** 12-10-57, S. Dist. N. Y.

**CHARGE:** 402 (a) (3)—when shipped, contained torn, bruised birds, and birds contaminated with fecal and crop material; and 402 (a) (5)—contained diseased birds.

**DISPOSITION:** 1-6-58. Default—destruction.

## VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

**24447. Vitamin capsules.** (F. D. C. No. 40928. S. No. 61-335 M.)

**QUANTITY:** 35 100-capsule btls. at Skowhegan, Maine.

**SHIPPED:** 10-3-55, from Worcester, Mass.

**RESULTS OF INVESTIGATION:** Examination showed that the article contained less than 80 percent of the declared amount of vitamin C.

**LIBELED:** 11-1-57, Dist. Maine.

**CHARGE:** 402 (b) (1)—while held for sale, a valuable constituent, vitamin C, had been in part omitted or abstracted from the article; and 403 (a)—the label statement "Each Capsule Contains: \* \* \* Ascorbic Acid (C) 30 mg." was false and misleading.

**DISPOSITION:** 12-31-57. Default—destruction.