

**20546. Adulteration of dressed poultry. U. S. v. 142 Pounds \* \* \*. (F. D. C. No. 34950. Sample No. 45313-L.)**

**LIBEL FILED:** April 13, 1953, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about April 2, 1953, by the Megunticook Poultry Co., from Morrill, Maine.

**PRODUCT:** 142 pounds of dressed poultry in 2 crates at Boston, Mass.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article was unfit for food by reason of the presence of extensively bruised birds.

**DISPOSITION:** June 15, 1953. Default decree of condemnation and destruction.

**20547. Adulteration of dressed turkeys. U. S. v. 639 Pounds \* \* \*. (F. D. C. No. 34969. Sample No. 49562-L.)**

**LIBEL FILED:** April 24, 1953, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 8, 1953, by Beechwood Farms, from Valley View, Pa.

**PRODUCT:** 639 pounds of dressed turkeys in 9 crates at New York, N. Y.

**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 birds which were contaminated with fecal matter, and of a decomposed substance by reason of the presence of decomposed birds; and it was otherwise unfit for food by reason of the presence of extensively bruised birds. Further adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

**DISPOSITION:** June 23, 1953. Beechwood Farms, 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 salvage by trimming out the unwholesome parts from the wings and tails of each bird under the supervision of the Department of Health, Education, and Welfare. 39 pounds of the product were removed as unfit by the trimming operations.

## SPICES, FLAVORS, AND SEASONING MATERIALS

**20548. Adulteration of chilies. U. S. v. 199 Bags \* \* \*. (F. D. C. No. 35218. Sample Nos. 23303-L, 23306-L.)**

**LIBEL FILED:** May 4, 1953, Southern District of New York.

**ALLEGED SHIPMENT:** On or about December 24, 1952, from Anglo-Egyptian Sudan.

**PRODUCT:** 199 100-pound bags of chilies at New York, N. Y., in the possession of William M. Allison & 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 rodent-gnawed chilies; 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 25, 1953. William M. Allison & 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 of

the unfit portion, under the supervision of the Department of Health, Education, and Welfare. 3,304 pounds of the product were found unfit and were denatured.

**20549. Adulteration of oregano leaves. U. S. v. 34 Bags \* \* \*. (F. D. C. No. 34968. Sample No. 23305-L.)**

**LIBEL FILED:** April 21, 1953, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 6, 1952, from Tehran, Iran.

**PRODUCT:** 34 150-pound bags of chopped oregano leaves at New York, N. Y., in the possession of William M. Allison & 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 rodent 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:** May 19, 1953. William M. Allison & 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 reprocessing by removal of all contaminated portions of the product from each bag, under the supervision of the Department of Health, Education, and Welfare. 42 pounds of the product were found unfit and were denatured.

**20550. Adulteration and misbranding of black pepper. U. S. v. 12 Cases \* \* \* (and 1 other seizure action). (F. D. C. Nos. 34893, 34894. Sample Nos. 51042-L to 51044-L, incl.)**

**LIBELS FILED:** March 16, 1953, District of New Jersey.

**ALLEGED SHIPMENT:** On or about February 4, 1953, by Unger & Sons, from Brooklyn, N. Y.

**PRODUCT:** 12 cases, each containing 2 dozen shakers, 8 cases, each containing 2 dozen shakers, and 15 cases, each containing 6 dozen shakers, of black pepper at Hoboken and Newark, N. J.

**LABEL, IN PART:** (Shaker) "East Indian Pure Spices Pure Black Pepper Contents 1 Oz."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), pepper with salt added had been substituted in whole or in part for black pepper, which the article purported to be; and, Section 402 (b) (4), salt had been added to the article and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

Misbranding, Section 403 (a), the designation "Pure Black Pepper" was false and misleading as applied to an article consisting of pepper with salt added.

**DISPOSITION:** May 19, 1953. Default decree of condemnation. The court ordered that the product be delivered to charitable organizations, provided that the labels on the products be destroyed and that examination by the Food and Drug Administration disclosed that the product was fit for human consumption.