

On April 26, 1943, no claimant having appeared for the lot located at Somerville, Mass., judgment of condemnation was entered and the product was ordered destroyed. (It was delivered to a charitable organization.) On June 30, 1943, no claimant having appeared for the lots located at Union City, N. J., Passaic, N. J., and Bayonne, N. J., judgments of condemnation were entered and the product was ordered delivered to a soap factory for salvage purposes.

EGGS

5180. Adulteration of eggs. U. S. v. 139 Cases of Eggs. Consent decree of condemnation. Product ordered destroyed. (F. D. C. No. 9947. Sample No. 3291-F.)

On or about May 26, 1943, the United States attorney for the District of Kansas filed a libel against 139 cases, each containing 30 dozen eggs, at Kansas City, Kans., alleging that the article had been shipped in interstate commerce on or about May 5, 1943, by Glenn C. Roberts from Kansas City, Mo.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance.

On May 28, 1943, Glenn C. Roberts of Kansas City, Kans., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

5181. Adulteration and misbranding of dried whole eggs. U. S. v. 1 Barrel of Powdered Whole Egg. Default decree of condemnation and destruction. (F. D. C. No. 9917. Sample No. 45148-F.)

On May 12, 1943, the United States attorney for the Eastern District of New York filed a libel against 1 barrel containing 200 pounds of powdered whole egg at Brooklyn, N. Y., alleging that the article had been shipped in interstate commerce on or about March 18, 1943, by the Eire Thomas Pie Co. from Toledo, Ohio; and charging that it was adulterated and misbranded.

The article was alleged to be adulterated in that it consisted in whole or in part of a decomposed substance.

It was alleged to be misbranded in that it purported to be and was represented as dried whole eggs, a food for which a definition and standard of identity had been prescribed by regulations promulgated pursuant to law, and it failed to conform to such definition and standard since the article was not dried whole eggs but a mixture of spray-dried yolk and powdered egg albumen.

On June 11, 1943, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

5182. Adulteration of dried whole eggs. U. S. v. 10 Barrels of Dried Whole Eggs. Default decree of condemnation and destruction. (F. D. C. No. 9869. Sample No. 33451-F.)

On or about April 30, 1943, the United States attorney for the District of New Jersey filed a libel against 10 barrels of dried whole eggs at Newark, N. J., alleging that the article had been shipped in interstate commerce on or about February 10 and 18, 1943, by Haug & Co., Inc., from New York, N. Y.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance.

On August 25, 1943, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

5183. Adulteration and misbranding of Eggine. U. S. v. 30 Dozen Envelopes and 45 Dozen Packages of Eggine. Default decree of condemnation and destruction. (F. D. C. No. 9867. Sample No. 14767-F.)

This product consisted essentially of cornstarch, dried casein, baking soda, and artificial color. It purported to take the place of eggs in baking and cooking, but had none of the characteristic properties of eggs.

On April 27, 1943, the United States attorney for the Southern District of California filed a libel against 30 dozen envelopes and 45 dozen packages of Eggine at Los Angeles, Calif., alleging that the article had been shipped in interstate commerce on or about January 19 and February 2, 1943, by Chas. T. Morrissey & Co. from Chicago, Ill.; and charging that it was adulterated and misbranded.

The article was alleged to be adulterated in that inferiority had been concealed by the addition of artificial color, and in that artificial color had been added thereto or mixed or packed therewith so as to make it appear better or of greater value than it was.