

**7166. Adulteration of poultry. U. S. v. 514 Boxes of Poultry. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13765. Sample No. 89608-F.)**

**LIBEL FILED:** October 11, 1944, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about August 29, 1944, by Swift and Co., from Atlantic, Iowa.

**PRODUCT:** 514 boxes, each containing about 63 pounds, of poultry at St. Louis, Mo.

**LABEL, IN PART:** "Swift's Golden West Stewing, Fricassee or Braising Fowl."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

**DISPOSITION:** November 13, 1944. The Chicago, Burlington & Quincy Railroad Co., a corporation, Chicago, Ill., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be examined, separated, and segregated, under the supervision of the Federal Security Agency, and the unfit portion disposed of for purposes other than human consumption.

**7167. Adulteration of dressed poultry. U. S. v. 1 Barrel and 2 Crates of Chickens. Default decree of condemnation. Portion ordered delivered to the Food and Drug Administration; remainder ordered destroyed. (F. D. C. No. 13240. Sample No. 50988-F.)**

**LIBEL FILED:** August 15, 1944, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about August 10, 1944, by Daisey Brothers Poultry Co., from Chincoteague, Va.

**PRODUCT:** 1 barrel containing 33 chickens, and 2 orange crates containing 24 chickens, at Philadelphia, Pa.

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance since it was contaminated with fecal matter; and, Section 402 (a) (5), it was in whole or in part the product of diseased animals.

**DISPOSITION:** September 6, 1944. No claimant having appeared, judgment of condemnation was entered; the two crates of chickens were ordered delivered to the Food and Drug Administration and the remainder was ordered destroyed.

**7168. Adulteration of chickens and turkeys. U. S. v. 51 Crates of Chickens and 2 Barrels of Turkeys. Consent decree of condemnation. Products ordered released under bond. (F. D. C. No. 10694. Sample Nos. 44777-F, 44778-F.)**

**LIBEL FILED:** September 11, 1943, Southern District of New York.

**ALLEGED SHIPMENT:** On or about July 23, 1943, by Bauer Poultry Co., Chicago, Ill.

**PRODUCT:** 51 crates of chickens and 2 barrels of turkeys at Highland, N. Y.

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the products consisted in whole or in part of a filthy and decomposed substance by reason of the presence of poultry contaminated with fecal matter and decomposed poultry; and, Section 402 (a) (5), they were in whole or in part the products of diseased animals.

**DISPOSITION:** July 17, 1944. Newburgh Beef Co., Inc., Newburgh, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the products were ordered released under bond, conditioned that the unfit portions be segregated and destroyed under the supervision of the Food and Drug Administration.

#### NUTS AND NUT PRODUCTS

**7169. Adulteration of pecan meats. U. S. v. 107 Cartons of Pecan Meats. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12753. Sample No. 81791-F.)**

**LIBEL FILED:** June 22, 1944, Eastern District of New York.

**ALLEGED SHIPMENT:** On or about May 24, 1944, by Havana Packing Co., from Havana, Fla.

**PRODUCT:** 107 28-pound cartons of pecan meats at Brooklyn, N. Y.

**LABEL, IN PART:** (Cartons) "Le-Ko Brand Machine Run Pecan."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects, insect excreta, webbing, and insect-damaged nut meats.