

**DISPOSITION:** November 29, 1944. Joseph C. Pigloski, St. Louis, Mo., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

**7174. Adulteration of peanuts and peanut butter sandwiches. U. S. v. Murrell B. Frazier (M. B. Frazier & Son). Plea of guilty. Fine, \$1,000. (F. D. C. No. 11407. Sample Nos. 58710-F to 58719-F, incl., 58721-F.)**

**INFORMATION FILED:** May 26, 1944, District of Columbia, against Murrell B. Frazier, trading as M. B. Frazier & Son, Washington D. C., alleging that the defendant, on or about December 8 and 11, 1943, unlawfully stored and held in interstate commerce in the District of Columbia, and caused to become adulterated, a quantity of peanuts, and that on or about December 8, 1943, he unlawfully manufactured in the District of Columbia a quantity of salted peanuts and peanut butter sandwiches which were adulterated.

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of larvae, cast skins, larva head capsules, adult insects, insect fragments, insect excreta pellets, larva or beetle heads, mites, psocids, rodent hair fragments, rodent excreta pellets and pellet fragments, and hairs resembling rodent hairs; and, Section 402 (a) (4), they had been prepared, packed, or held under insanitary conditions whereby they may have become contaminated with filth.

**DISPOSITION:** May 26, 1944. A plea of guilty having been entered, a fine of \$1,000 was imposed.

**7175. Misbranding of peanut butter. U. S. v. 74 Cases and 214 Cases of Peanut Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12493. Sample Nos. 70790-F, 70791-F, 70797-F, 70798-F.)**

**LIBEL FILED:** June 3, 1944, Western District of Washington.

**ALLEGED SHIPMENT:** On or about May 15, 1943, by Cherokee Products Co., from Haddock, Ga.

**PRODUCT:** 74 cases, each containing 24 jars, and 214 cases, each containing 12 jars, of peanut butter at Tacoma, Wash.

**LABEL, IN PART:** "Georgia Gold Net Weight 1 Lb. [or "Net Wt. 1 Lb. 8 ozs."] Peanut Butter."

**VIOLATIONS CHARGED:** Misbranding, Section 403 (a), the statements "Net Weight 1 Lb." and "Net Wt. 1 Lb. 8 ozs." were false and misleading as applied to the article, which was short-weight; and, Section 403 (e) (2), the article was in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

**DISPOSITION:** November 27, 1944. The Cherokee Products Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

**7176. Adulteration of peanut butter. U. S. v. 20 Cases of Peanut Butter. Default decree of condemnation and destruction. (F. D. C. No. 13322. Sample No. 79805-F.)**

**LIBEL FILED:** August 8, 1944, District of Columbia.

**ALLEGED SHIPMENT:** On or about July 2, 1944, by Southgate Foods, from Norfolk, Va.

**PRODUCT:** 20 cases, each containing 24 1-pound jars, of peanut butter, at Washington, D. C.

**LABEL, IN PART:** (Jar) "Lynnhaven Brand Peanut Butter Seasoned with Salt."

**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 dirt.

**DISPOSITION:** September 5, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.