

7487. Adulteration of peanuts. U. S. v. 148 Bags of Peanuts. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 14195. Sample No. 89743-F.)

LIBEL FILED: November 4, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 27, 1944, by the Farmers Cotton and Peanut Co., from Plymouth, N. C.

PRODUCT: 148 100-pound bags of peanuts at St. Louis, Mo.

LABEL, IN PART: "Select Hand Picked Jumbo Peanuts."

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 insect-infested peanuts, and a decomposed substance by reason of the presence of moldy and decomposed peanuts.

DISPOSITION: On or about December 27, 1944. The Christopher Confectionery, 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.

7488. Adulteration of peanut butter. U. S. v. 1 Drum of Peanut Butter. Consent decree of condemnation and destruction. (F. D. C. No. 12816. Sample No. 79461-F.)

LIBEL FILED: June 27, 1944, Southern District of West Virginia.

ALLEGED SHIPMENT: On or about May 25, 1944, by the Old Dominion Peanut Corporation from Norfolk, Va.

PRODUCT: 1 drum containing 504 pounds of peanut butter at Bluefield, W. Va.

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 rodent pellet fragments and insect fragments.

DISPOSITION: July 6, 1944. The owner of the product having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

7489. Adulteration and misbranding of peanut butter. U. S. v. 48 Cases and 86 Cases of Peanut Butter. Default decree of condemnation and destruction. (F. D. C. No. 13227. Sample Nos. 69337-F, 69338-F.)

LIBEL FILED: On or about August 21, 1944, District of Montana.

ALLEGED SHIPMENT: On or about January 1, 1944, by the Rainer Packing Co., from Montgomery, Ala.

PRODUCT: 48 cases, each containing 24 jars, and 86 cases, each containing 12 jars, of peanut butter at Billings, Mont.

LABEL, IN PART: "Net Contents 1 Lb. [or "2 Lbs.]" Brownie Peanut Butter."

VIOLATIONS 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.

Misbranding (48 cases), Section 403 (a), the statement "Net Contents 1 Lb." was false and misleading as applied to the article, which was short-weight; and, Section 403 (e) (2), the product was in package form and it failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: September 18, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7490. Adulteration and misbranding of peanut butter. U. S. v. 15½ Cases of Peanut Butter. Default decree of condemnation. Product ordered delivered to the Food and Drug Administration. (F. D. C. No. 11163. Sample No. 41416-F.)

LIBEL FILED: November 23, 1943, Western District of Louisiana.

ALLEGED SHIPMENT: On or about September 24, 1943, by the Texas Peanut Products Co., Houston, Tex.

PRODUCT: 3½ cases, each containing 12 2-pound jars, 4½ cases, each containing 24 1-pound jars, and 7½ cases, each containing 24 12-ounce jars, of peanut butter at DeRidder, La.

LABEL, IN PART: (Jars) "Rich in the B vitamin Tom Sawyer Peanut Butter Salt Added Net Wt. 2 Pounds [or "1 pound," or "¾ Pound"]."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta, rodent hairs, and insect fragments.

Misbranding, Section 403 (a), the product was short of the declared weight.