

## NUTS AND NUT PRODUCTS

**9144. Adulteration of Jordan almonds. U. S. v. 254 Boxes and 280 Boxes of Jordan Almonds. Consent decrees of condemnation. Product ordered released under bond.** (F. D. C. Nos. 16061, 16144. Sample Nos. 11151-H to 11153-H, incl.)

**LIBELS FILED:** April 23 and May 14, 1945, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about December 1, 1944, and February 7 and 9, 1945, by the F. B. Vandegrift Co., from Philadelphia, Pa.

**PRODUCT:** 254 boxes and 280 boxes at Mansfield and Malden, Mass., respectively, each box containing 28 pounds of Jordan almonds.

**LABEL, IN PART:** "Beyan's Horse Jordan Almonds Product of Spain \* \* \* Horse Brand," or "Selected Jordan Almonds."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of filthy and decomposed substances by reason of the presence of larvae, insect excreta, insect tunneling, and insect-infested, moldy, and decomposed almonds.

**DISPOSITION:** May 9 and 23, 1945. Shaghalian, Inc., Boston, Mass., and Edgar P. Lewis and Sons, Inc., Malden, Mass., claimants for the lots at Mansfield and Malden, respectively, having admitted the allegations of the libels, judgments of condemnation were entered and product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed and the remainder cleaned under the supervision of the Food and Drug Administration.

**9145. Adulteration of shelled almonds. U. S. v. 22 Boxes of Shelled Almonds. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 17066. Sample No. 13463-H.)

**LIBEL FILED:** August 17, 1945, Northern District of Ohio.

**ALLEGED SHIPMENT:** On or about April 20, 1945, by the Wm. A. Camp Co., Inc., from Philadelphia, Pa.

**PRODUCT:** 22 28-pound boxes of shelled almonds at Toledo, Ohio.

**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 insects and insect-damaged almonds.

**DISPOSITION:** August 21, 1945. A. A. Zink, claimant, having admitted that the product was in the condition described in the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law or destroyed under the supervision of the Food and Drug Administration.

**9146. Adulteration of peanut butter. U. S. v. 98 Cases of Peanut Butter. Decree of condemnation and destruction.** (F. D. C. No. 15808. Sample No. 11243-H.)

**LIBEL FILED:** April 11, 1945, District of Maine.

**ALLEGED SHIPMENT:** On or about February 6, 1945, by National Brokerage, from Boston, Mass.

**PRODUCT:** 98 cases, each containing 12 2-pound jars, of peanut butter at Augusta, Maine.

**LABEL, IN PART:** (Jars) "Lynnhaven Brand Peanut Butter \* \* \* Manufactured by Southgate Foods Norfolk, Va."

**NATURE OF CHARGE:** 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:** May 14, 1945. Judgment of condemnation was entered and the product was ordered destroyed.

**9147. Adulteration of peanut butter. U. S. v. 34 Cases of Peanut Butter. Default decree of condemnation. Product ordered sold to rendering plants.** (F. D. C. No. 15869. Sample No. 24088-H.)

**LIBEL FILED:** April 5, 1945, Eastern District of Louisiana.

**ALLEGED SHIPMENT:** On or about July 17, 1943, by the Sessions Co., Inc., from Enterprise, Ala.

**PRODUCT:** 34 cases, each containing 24 12-ounce jars, of peanut butter at New Orleans, La.

**LABEL, IN PART:** "Goldcraft Peanut Butter."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of an article which was unfit for food by reason of its rancidity.

**DISPOSITION:** June 11, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold to rendering plants for use in the war effort.

**9148. Adulteration of peanut butter. U. S. v. 19 Cases of Peanut Butter. Default decree of condemnation. Product ordered sold to rendering plants.** (F. D. C. No. 15870. Sample No. 24089-H.)

**LIBEL FILED:** April 5, 1945, Eastern District of Louisiana.

**ALLEGED SHIPMENT:** On or about November 6, 1943, by the J. D. Johnston, Jr., Co., from Brundidge, Ala.

**PRODUCT:** 19 cases, each containing 12 24-ounce jars, of peanut butter at New Orleans, La.

**LABEL, IN PART:** "Johnston's Brand Peanut Butter."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product was in whole or in part unfit for food by reason of its rancidity.

**DISPOSITION:** June 11, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold to rendering plants for use in the war effort.

**9149. Adulteration of shelled pecans. U. S. v. 9 Boxes of Shelled Pecans. Default decree of condemnation. Product ordered delivered to a Federal institution, for use as animal feed.** (F. D. C. No. 15854. Sample No. 23914-H.)

**LIBEL FILED:** March 31, 1945, Middle District of Georgia.

**ALLEGED SHIPMENT:** The product had been shipped originally by the Bateman Pecan Co., from Macon, Ga., to the Saxons Candy Kitchen, Wellington, Ala., but had been returned by the latter firm.

**PRODUCT:** 9 60-pound boxes of shelled pecans at Macon, Ga.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product was unfit for food since it had a strong odor and taste suggestive of iodoform, rendering it unpalatable and repulsive.

**DISPOSITION:** June 14, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a Federal institution, for use as animal feed.

**9150. Adulteration of shelled pecans. U. S. v. 16 Boxes of Shelled Pecans. Default decree of condemnation. Product ordered delivered to a charitable institution.** (F. D. C. No. 14940. Sample No. 78972-F.)

**LIBEL FILED:** January 9, 1945, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about December 1, 1944, by the Memphis Pecan and Walnut Co., from Memphis, Tenn.

**PRODUCT:** 16 60-pound boxes of shelled pecans at Chicago, Ill.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article was in whole or in part unfit for food by reason of the presence of black-spotted pecan kernels.

**DISPOSITION:** June 14, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed. On September 7, 1945, this order was amended to permit delivery of the product to a public institution, for use as stock feed.

**9151. Adulteration of pistachio nuts. U. S. v. 4 Cans of Nuts. Default decree of condemnation and destruction.** (F. D. C. No. 8192. Sample No. 2715-F.)

**LIBEL FILED:** August 21, 1942, Northern District of Oklahoma.

**ALLEGED SHIPMENT:** On or about July 2, 1942, by the American Pistachio Corporation, from New York, N. Y.

**PRODUCT:** 4 cans, each containing 25 pounds, of pistachio nuts at Tulsa, Okla. Examination showed that the product was insect-infested, and that rancid and decomposed nuts were present.

**LABEL, IN PART:** "Sun Brand \* \* \* Extra Quality Pistachio Nuts."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy and decomposed substance.