

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 birds which were contaminated with fecal matter; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: July 24, 1951. The shipper having appeared as claimant and consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for salvaging of the fit portion, under the supervision of the Food and Drug Administration. The unfit portion was denatured.

17992. Adulteration of dressed turkeys. U. S. v. Tend-R-Turk, Inc., and Charles E. Rognmoe. Pleas of guilty. Corporation fined \$150, plus costs; individual defendant fined \$10. (F. D. C. No. 31073. Sample Nos. 73157-K, 73168-K.)

INFORMATION FILED: June 20, 1951, Northern District of Iowa, against Tend-R-Turk, Inc., Fort Dodge, Iowa, and Charles E. Rognmoe, manager.

ALLEGED SHIPMENT: On or about November 6 and 30, 1950, from the State of Iowa into the State of New York.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of dressed turkeys that were contaminated with fecal matter; Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth; and, Section 402 (a) (5), the article was in part the product of a diseased animal because of the presence of diseased turkeys.

DISPOSITION: June 20, 1951, pleas of guilty having been entered, the court fined the corporation \$150, plus costs, and the individual defendant \$10.

17993. Adulteration of dressed turkeys. U. S. v. 16 Boxes, etc. (F. D. C. No. 31186. Sample No. 4899-L.)

LIBEL FILED: June 7, 1951, District of Massachusetts.

ALLEGED SHIPMENT: On or about November 30 and December 7 and 8, 1950, by the Felco Poultry Co., from Porterville, Calif.

PRODUCT: 19 boxes marked with head count, grade, and net weight, and each containing approximately 95 pounds of dressed turkeys at Boston, Mass.

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 birds which were contaminated with excreta, and of a decomposed substance by reason of the presence of decomposed birds.

DISPOSITION: July 2, 1951. Chamberlain & Co., Boston, Mass., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for separation of the fit portion from the unfit, under the supervision of the Federal Security Agency. Segregation operations resulted in the release of 5 boxes, each containing 8 turkeys, as fit for human consumption, and 11 crates, each containing 8 turkeys, as unfit. The unfit turkeys were placed into refuse boxes and denatured.

17994. Adulteration of dressed turkeys. U. S. v. 227 Pounds * * *. (F. D. C. No. 31196. Sample No. 24339-L.)

LIBEL FILED: June 19, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about May 20, 1951, by Poultrymen's Coop. of Connecticut, Inc., from Plainfield, Conn.

PRODUCT: 227 pounds of dressed turkeys at New York, N. Y.

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 birds contaminated with fecal matter, and of a decomposed substance by reason of the presence of decomposed birds.

DISPOSITION: July 11, 1951. Default decree of condemnation. The court ordered that samples of the product be delivered to the Food and Drug Administration, that any portion fit for human consumption be delivered to a charitable institution, and that the remainder be destroyed. The product was reexamined, and the entire lot was found unfit for human consumption and was destroyed, with the exception of the sample.

NUTS

17995. Adulteration of unshelled peanuts. U. S. v. 105 Bags * * *
(F. D. C. No. 31461. Sample No. 30048-L.)

LIBEL FILED: August 15, 1951, Northern District of California.

ALLEGED SHIPMENT: On or about July 26, 1951, from Seattle, Wash.

PRODUCT: 105 95-pound bags of unshelled peanuts at San Francisco, Calif.

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 insect-infested peanuts, and of a decomposed substance by reason of the presence of moldy peanuts. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 25, 1951. Default decree of condemnation and destruction.

17996. Adulteration of pecan pieces. U. S. v. 1 Carton * * *
(F. D. C. No. 31452. Sample No. 35116-L.)

LIBEL FILED: August 3, 1951, District of Minnesota.

ALLEGED SHIPMENT: On or about April 21, 1951, by the South Georgia Pecan Shelling Co., from Valdosta, Ga.

PRODUCT: 1 30-pound carton of pecan pieces at Moorhead, Minn.

LABEL, IN PART: "The Pick of the Crop * * * Light Amber Pieces."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of the presence of rancid nuts.

DISPOSITION: September 28, 1951. Default decree of condemnation. The court ordered that the product be destroyed unless processed and disposed of as animal feed, under the supervision of the Food and Drug Administration.

17997. Adulteration of black walnut kernels. U. S. v. Arthur P. Slaughter (Smoky Mountain Drug Co.). Plea of nolo contendere. Fine, \$250.
(F. D. C. No. 31087. Sample Nos. 95606-K, 95607-K, 25054-L.)

INFORMATION FILED: June 1, 1951, Eastern District of Tennessee, against Arthur P. Slaughter, trading as the Smoky Mountain Drug Co., Bristol, Tenn.

ALLEGED SHIPMENT: On or about December 8 and 11, 1950, and January 5, 1951, from the State of Tennessee into the State of Pennsylvania.

LABEL, IN PART: "Tennessee Valley Blue Grass Brand Black Walnut Kernels."