

LABEL, IN PART: (Can) "Tomato Paste 1950 Produce of France * * * Packed By: Barbier Dauphin" and "Halisco Concentrated Tomato Paste 1950 Product of France * * * Packed by Union Des Cooperatives."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material.

DISPOSITION: June 5, 1952. Default decree of condemnation and destruction.

NUTS*

19649. Adulteration of pecan granules. U. S. v. 1 Carton * * *. (F. D. C. No. 34046. Sample No. 62134-L.)

LABEL FILED: October 24, 1952, Western District of Arkansas.

ALLEGED SHIPMENT: On or about September 24, 1952, by Vernon-Pope Pecan Shellers, from Tulsa, Okla.

PRODUCT: 1 30-pound carton of pecan granules at Fort Smith, Ark.

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 larvae.

DISPOSITION: December 8, 1952. Default decree of condemnation and destruction.

19650. Adulteration of unshelled walnuts. U. S. v. 774 Bags * * *. (F. D. C. No. 33989. Sample No. 48490-L.)

LABEL FILED: October 7, 1952, District of Minnesota.

ALLEGED SHIPMENT: On or about February 19, 1952, by Rosenberg Bros. & Co., Inc., from San Francisco, Calif.

PRODUCT: 774 100-pound bags of unshelled walnuts at St. Paul, Minn.

LABEL, IN PART: "Ensign Brand."

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 insects.

DISPOSITION: November 5, 1952. The shipper, 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 to be brought into compliance with the law by cracking the walnuts and by segregating the unfit portion, under the supervision of the Federal Security Agency.

The walnuts were cracked and shelled, and the unfit portion, amounting to 1,292 pounds, was denatured for use as oil stock for purposes other than for human consumption. 35,824 pounds, which were found fit for human consumption, were released to the claimant.

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*See also No. 19613.

¹ (19601) Seizure contested. Contains opinions of the courts.

U. S. Department of Health, Education, and Welfare
FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD,
DRUG, AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

19651-19700

FOODS

The cases reported herewith were instituted in the United States district courts by the United States attorneys, acting upon reports submitted by the Department of Health, Education, and Welfare. Published by direction of the Secretary of Health, Education, and Welfare.

CHARLES W. CRAWFORD, *Commissioner of Food and Drugs.*

WASHINGTON, D. C., September 22, 1953.

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