

INFORMATION FILED: 12-7-59, S. Dist. Calif., against Overland Terminal Warehouse Co., a corporation, Los Angeles, Calif.

ALLEGED VIOLATION: Between 4-27-58 and 12-1-58, while quantities of peanuts and split peas were being held for sale after shipment in interstate commerce, the defendant caused the articles to be held in a building accessible to rodents and to be exposed to contamination by rodents which acts resulted in the articles being adulterated.

CHARGE: 402(a) (3)—contained a filthy substance; and 402(a) (4)—held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 2-2-60. Fine of \$2,000.

26441. Shelled walnuts. (F.D.C. No. 43826. S. No. 69-392 P.)

QUANTITY: 25 25-lb. ctns. at Newport, Minn.

SHIPPED: 10-14-59, from San Jose, Calif.

LIBELED: 11-25-59, Dist. Minn.

CHARGE: 402(a) (3)—contained insects while held for sale.

DISPOSITION: 1-15-60. Consent—claimed by Santa Clara Nut Co., San Jose, Calif. Segregated; 25 lbs. denatured.

26442. Shelled walnuts. (F.D.C. No. 43249. S. Nos. 19-258/9 P, 22-254 P.)

INFORMATION FILED: 10-16-59, N. Dist. Calif., against Santa Clara Nut Co., a partnership, San Jose, Calif., Leslie Albaum, sales manager, and Jim Pusateri, partner.

SHIPPED: 10-3-58 and 11-7-58, from California to Colorado and Nebraska.

LABEL IN PART: (Ctn.) "Light and Light Amber Halves & Pieces" and "Light Pieces California Walnut Meats."

CHARGE: 402(a) (3)—contained insects, insect fragments, and insect excreta; and 402(a) (4)—prepared and packed under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 2-17-60. The court placed each defendant on probation for 1 year; fined Jim Pusateri \$500, and Leslie Albaum \$250.

26443. Unshelled filberts. (F.D.C. No. 43839. S. No. 69-221 P.)

QUANTITY: 376 cases, 24 1-lb. bags each, at Hopkins, Minn.

SHIPPED: 10-24-59, from Portland, Oreg.

LIBELED: 12-1-59, Dist. Minn.

CHARGE: 402(a) (3)—contained insects, moldy nuts, shriveled nuts, and empty shells while held for sale.

DISPOSITION: 1-15-60. Consent—claimed by Hudson House, Inc., Portland, Oreg. Segregated; 5,088 lbs. destroyed.

26444. Mixed nuts. (F.D.C. No. 43932. S. No. 72-108 P.)

QUANTITY: 18 cases, 24 1-lb. bags each, at Forest Park, Ga.

SHIPPED: 10-15-59, from Chico, Calif., by Continental Nut Co.

LABEL IN PART: (Bag) "Red Ribbon Fancy Mixed Nuts * * * Packed by Continental Nut Co. Chico, Calif."

LIBELED: 11-27-59, N. Dist. Ga.