

United States Department of Agriculture

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT

[Given pursuant to section 4 of the Food and Drugs Act]

24401-24500

[Approved by the Acting Secretary of Agriculture, Washington, D. C.]

24401. Adulteration of canned shrimp. U. S. v. 283 Cases of Canned Shrimp. Decree of condemnation. Product released under bond conditioned that decomposed portions be destroyed. (F. & D. no. 34428. Sample no. 2266-B.)

This case involved an interstate shipment of canned shrimp which was in part decomposed.

On November 22, 1934, the United States attorney for the Eastern District of Michigan, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 283 cases of canned shrimp at Detroit, Mich., alleging that the article had been shipped in interstate commerce on or about October 3, 1934, by the Dorgan-McPhillips Packing Corporation, from Biloxi, Miss., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Gulf Kist Brand Fancy Large Shrimp * * * Packed by Dorgan-McPhillips Packing Corp. Mobile, Ala."

The article was alleged to be adulterated in that it consisted wholly or in part of a decomposed animal substance.

On March 22, 1935, the Dorgan-McPhillips Packing Corporation, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and it was ordered that the product be released under bond conditioned that the decomposed portions be segregated and destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

24402. Adulteration of apples. U. S. v. 528 Bushels and 1,376 Bushels of Apples. Decrees of condemnation. Product released under bond conditioned that deleterious substances be removed. (F. & D. nos. 34410, 34667. Sample nos. 2244-B, 2270-B, 2272-B, 2273-B, 2275-B, 2280-B.)

Examination of the apples involved in these cases showed the presence of arsenic and lead in amounts that might have rendered them injurious to health.

On October 24 and November 21, 1934, the United States attorney for the Eastern District of Michigan, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 1,904 bushels of apples at Detroit, Mich., alleging that the article had been shipped in interstate commerce between the dates of September 28 and October 9, 1934, by W. R. MacClew, from Medina, N. Y., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it contained added poisonous or deleterious ingredients, arsenic and lead, which might have rendered it harmful to health.

In February 1935, the Frigid Food Products Co., Detroit, Mich., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and it was ordered that the apples be released under bond conditioned that they be peeled to remove the deleterious substances.

M. L. WILSON, *Acting Secretary of Agriculture.*