

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

DISPOSITION: February 4, 1946. Albert & Gerber, New York, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed, or denatured, under the supervision of the Food and Drug Administration.

10988. Adulteration and misbranding of frozen whole eggs. U. S. v. 100 Tins * * *. (F. D. C. No. 19481. Sample No. 8097-H.)

LIBEL FILED: April 2, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about February 5, 1946, by the Independent Food Products Co., Inc., from Newark, N. J.

PRODUCT: 100 30-pound tins of frozen whole eggs at New York, N. Y.

LABEL, IN PART: "Whole Eggs, Stabilizing Syrup, Salt."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of frozen eggs, water, and yellow coal-tar color had been substituted in whole or in part for frozen eggs; and, Section 402 (b) (4), water had been added to the article so as to increase its bulk or weight and reduce its quality or strength, and yellow coal-tar color had been added to the article and mixed and packed with it so as to make it appear better and of greater value than it was.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity prescribed for frozen eggs since it contained added water and yellow coal-tar color, which are not permitted ingredients of frozen eggs in the definition and standard.

DISPOSITION: October 15, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

10989. Adulteration of dried egg albumen. U. S. v. 1 Drum * * *. (F. D. C. No. 19452. Sample No. 1621-H.)

LIBEL FILED: On or about March 26, 1946, Northern District of Georgia.

ALLEGED SHIPMENT: On or about October 15, 1945, by the Consumers Import Co., Inc., from New York, N. Y.

PRODUCT: 1 90-pound drum of dried egg albumen at Atlanta, Ga. The product was used as a food ingredient.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its repulsive odor.

DISPOSITION: May 14, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

FISH AND SHELLFISH

10990. Adulteration of frozen hake fillets. U. S. v. 849 Boxes * * *. (F. D. C. Nos. 19478, 19495. Sample Nos. 6859-H, 63202-H, 63205-H to 63207-H, incl., 63209-H.)

LIBELS FILED: March 28 and April 4, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about July 22 and August 2, 1945, by the Dartmouth Fillet Co., from New Bedford, Mass.

PRODUCT: 1,937 10-pound boxes of frozen hake fillets at New York, N. Y.

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

DISPOSITION: April 18, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

10991. Adulteration of frozen hake fillets. U. S. v. 747 Boxes * * * (and 2 other seizure actions). (F. D. C. Nos. 19665, 19692, 19732. Sample Nos. 63201-H, 63203-H, 63204-H, 63211-H, 63217-H, 63222-H, 63224-H.)

LIBELS FILED: April 12, 19, and 30, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about July 29 and August 1 and 5, 1945, by the Dartmouth Fillet Co., from New Bedford, Mass.

PRODUCT: 1,764 10-pound boxes of frozen hake fillets at New York, N. Y.

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

DISPOSITION: May 6, 8, and 16, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

10992. Adulteration of frozen hake fillets. U. S. v. 1,554 Boxes * * *. (F. D. C. No. 19228. Sample Nos. 6837-H, 6841-H.)

LIBEL FILED: February 25, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about January 2, 1946, by the Empire Fish Co., Gloucester, Mass.

PRODUCT: 1,554 10-pound boxes of frozen hake fillets at New York, N. Y.

LABEL, IN PART: "8 Bells Fillet Co. New Bedford, Mass."

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

DISPOSITION: April 24, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10993. Adulteration of frozen tullibeas. U. S. v. 289 Boxes * * * (and 6 other seizure actions). (F. D. C. Nos. 19062, 19065, 19066, 19074, 19084, 19098, 19123. Sample Nos. 15308-H, 19870-H, 19871-H, 19956-H, 19957-H, 19961-H, 19964-H, 19965-H, 50925-H.)

LIBELS FILED: February 5, 6, 7, 8, and 11, 1946, District of Minnesota and Eastern District of Wisconsin.

ALLEGED SHIPMENT: Between the approximate dates of November 3, 1945, and January 18, 1946, by Keystone Fisheries, Ltd., from Winnipeg, Canada.

PRODUCT: Frozen tullibeas. 289 130-pound boxes at Minneapolis, Minn.; 540 120-pound boxes and 154 30-pound boxes at St. Paul, Minn.; 230 130-pound boxes and 577 120-pound boxes at Duluth, Minn.; and 50 120-pound boxes at Green Bay, Wis.

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 parasitic worms.

DISPOSITION: March 29, April 1, 11, and 22, and May 22, 1946. The Northern Fish Products Co., St. Paul, Minn., and Keystone Fisheries, Ltd., having appeared as claimants for the St. Paul and Duluth lots, respectively, and having consented to the entry of decrees, and no claimant having appeared for the other lots, judgments of condemnation were entered. It was ordered that the Duluth and St. Paul lots be released under bond for conversion into animal feed, under the supervision of the Federal Security Agency; that the Minneapolis lot be destroyed unless converted into animal feed; and that the Wisconsin lot be destroyed.

10994. Adulteration of frozen tullibeas. U. S. v. 74 Boxes * * * (and 2 other seizure actions). (F. D. C. Nos. 19073, 19086, 19153. Sample Nos. 19960-H, 19969-H, 51103-H.)

LIBELS FILED: February 5, 7, and 16, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about October 31 and November 4 and 13, 1945, by Canadian Fish Producers, Ltd., from Winnipeg, Canada.

PRODUCT: 74 boxes and 50 boxes, each containing 120 pounds, of frozen tullibeas at Duluth, Minn., and 4 100-pound boxes of the same product at Minneapolis, Minn.

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 parasitic worms.

DISPOSITION: April 29, May 22, and June 4, 1946. Sivertson Bros. Fisheries, Duluth, Minn., and the Morey Fish Co., Motley, Minn., having appeared as claimants for the Duluth lots, and having consented to the entry of decrees, judgments of condemnation were entered and it was ordered that these lots be released under bond for conversion into animal feed, under the supervision of the Federal Security Agency. No claimant having appeared for the Minneapolis lot, judgment was entered ordering that it be destroyed, unless denatured, and disposed of as animal feed.