

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 crab meat.

DISPOSITION: April 21, 1948. Default decree of condemnation and destruction.

12910. Misbranding of canned shrimp. U. S. v. L. Lopez' Sons, a partnership, and John B. Lopez and Florian S. Lopez. Pleas of nolo contendere. Partnership fined \$100; individual defendants each fined \$50. (F. D. C. No. 23210. Sample Nos. 41962-H, 64227-H.)

INFORMATION FILED: August 28, 1947, Eastern District of Louisiana, against L. Lopez' Sons, Phoenix, La., and John B. Lopez and Florian S. Lopez, partners.

ALLEGED SHIPMENT: On or about September 5 and 18, 1946, from the State of Louisiana into the States of Virginia and New York.

LABEL, IN PART: "Lopez Brand Drained Weight 7 Oz. Wet Pack Large Shrimp."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents, since the drained weight of the product was less than the labeled weight of 7 ounces. Further misbranding, Section 403 (h) (2), the product failed to conform to the standard of fill of container for canned wet pack shrimp in non-transparent containers, since the cut-out weight of the shrimp taken from each can was less than 64 percent of the water capacity of the container, and the label failed to bear the substandard legend.

DISPOSITION: February 12, 1948. Pleas of nolo contendere having been entered, the partnership was fined \$100 and the individual defendants were each fined \$50.

SEA FOOD PRODUCTS

12911. Adulteration and misbranding of crab cocktail. U. S. v. 24 Cases * * *. (F. D. C. No. 20241. Sample No. 5384-H.)

LABEL FILED: On or about June 13, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about April 29 and 30, 1946, by Holland's Frosted Foods, from Sacramento, Calif.

PRODUCT: 24 cases, each containing 72 cups, of crab cocktail at Camden, N. J. Examination showed that the product was short-weight and that it contained not more than 20 percent of crab meat.

LABEL, IN PART: "Holland's Brand Crab Cocktail Ingredients: Crab Meat, Tomato Catsup * * * 4 Oz."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product consisting largely of tomato sauce with about 20 percent crab meat had been substituted for crab cocktail.

Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: July 16, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

12912. Adulteration of crab meat cocktail. U. S. v. 9 Cases * * *. (F. D. C. No. 21812. Sample No. 52202-H.)

LABEL FILED: December 2, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about May 29, 1946, by the John Inglis Co., from Stockton, Calif.

PRODUCT: 9 cases, each containing 32 packages of 6 3-ounce cartons, of crab meat cocktail at Minneapolis, Minn.

LABEL, IN PART: "Snow Boy Brand Crab Meat Cocktail * * * Produced by Frozen Cooked Foods Co. Oakland, Calif."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product consisting largely of tomato sauce and condiments, with about 25 percent of crab meat, had been substituted for crab meat cocktail.

DISPOSITION: March 27, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.