

FISH AND SHELLFISH

15224. Adulteration of canned sardines. U. S. v. 185 Cases * * *. (F. D. C. No. 27435. Sample No. 42912-K.)

LIBEL FILED: June 28, 1949, Northern District of Indiana.

ALLEGED SHIPMENT: On or about September 27, 1948, from Lubec, Maine.

PRODUCT: 185 cases, each containing 100 3¼-ounce cans, of sardines at Fort Wayne, Ind.

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 sardines. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 12, 1949. Default decree of condemnation and destruction.

15225. Adulteration of frozen tullibeets. U. S. v. 179 Boxes * * *. (F. D. C. No. 27384. Sample Nos. 15434-K, 16997-K.)

LIBEL FILED: May 25, 1949, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about May 2, 1949, by Fred Wilner, Inc., from Chicago, Ill.

PRODUCT: 179 boxes, containing a total of approximately 22,317 pounds, of frozen tullibeets at Detroit, Mich.

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: August 11, 1949. Default decree of condemnation and destruction.

15226. Misbranding of canned oysters. U. S. v. 149 Cases * * *. (F. D. C. No. 27123. Sample No. 53686-K.)

LIBEL FILED: May 9, 1949, Southern District of Alabama.

ALLEGED SHIPMENT: On or about April 4, 1949, by Morgan City Canning Co., Inc., from Houma, La.

PRODUCT: 149 cases, each containing 48 4⅔-ounce cans, of oysters at Bayou La Batre, Ala.

LABEL, IN PART: "Pelican Brand Cove Oysters."

NATURE OF CHARGE: Misbranding, Section 403 (h) (2), the product fell below the standard of fill of container for canned oysters, and the label failed to bear a statement that it fell below the standard.

DISPOSITION: July 14, 1949. Morgan City Canning Co., Inc., claimant, having admitted that the product was misbranded, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled, under the supervision of the Food and Drug Administration.