

SHELLFISH

15594. Misbranding of oysters. U. S. v. 20 Barrels, etc. (F. D. C. No. 28369. Sample Nos. 47212-K, 47213-K.)

LIBEL FILED: November 18, 1949, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 16, 1949, by E. I. Webb & Co., from Weems, Va.

PRODUCT: 20 barrels of "standard" oysters and 8 barrels of "select" oysters at Pittsburgh, Pa. Each barrel contained 160 1-pint cans.

LABEL, IN PART: "Delicious Oysters * * * Standard [or "Select"]."

NATURE OF CHARGE: Misbranding, Section 403 (g) (1), the articles failed to conform to the definition and standard of identity for oysters, "standards" and "selects," since they were not thoroughly drained, as required by the regulations.

DISPOSITION: November 18, 1949. E. I. Webb & Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for removal of the surplus liquid, under the supervision of the Federal Security Agency.

15595. Misbranding of canned scallops. U. S. v. 5 Cases * * *. (F. D. C. No. 27552. Sample No. 56148-K.)

LIBEL FILED: June 30, 1949, District of Connecticut.

ALLEGED SHIPMENT: On or about May 18, 1949, by Neptune Food Products Co., Inc., from New Bedford, Mass.

PRODUCT: 5 cases, each containing 48 cans, of scallops at Bridgeport, Conn.

LABEL, IN PART: (Can) "Blue Band Brand Atlantic Coast Scallops Contents 13 oz. Avoir."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. (Examination showed that the article was short weight.)

DISPOSITION: November 30, 1949. Default decree of condemnation. The court ordered that the product be distributed to charitable organizations.

15596. Adulteration of frozen shrimp. U. S. v. 225 Cases * * *. (F. D. C. No. 27949. Sample Nos. 49496-K, 49868-K.)

LIBEL FILED: October 28, 1949, District of Colorado.

ALLEGED SHIPMENT: On or about September 27, 1949, by the L. A. Provision Co., from Los Angeles, Calif.

PRODUCT: 225 cases, each containing 12 12-ounce packages, of frozen shrimp at Denver, Colo.

LABEL, IN PART: "Gulf Princess Headless Shrimp Frozen Fresh Packers Rubenstein and Son Produce, Inc. Dallas, Texas."

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 shrimp.

DISPOSITION: November 22, 1949. The L. A. Provision Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation