

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect parts, manure, and dirt, and by reason of the use of filthy milk in its preparation.

**DISPOSITION:** July 7, 1950. Default decree of condemnation and destruction.

**16425. Adulteration of cheese. U. S. v. 14 Boxes \* \* \*. (F. D. C. No. 29385. Sample No. 74112-K.)**

**LABEL FILED:** July 5, 1950, Southern District of New York.

**ALLEGED SHIPMENT:** On or about June 21, 1950, by Joe Schmid, from Beaver Dam, Wis.

**PRODUCT:** 14 boxes, each containing 6 5-pound loaves, of cheese at New York, N. Y.

**LABEL, IN PART:** "Lion Brand Cheese Muenster Type Cheese."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the use of dirty milk in its manufacture and the presence of rodent hairs and insect parts; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** July 24, 1950. Default decree of condemnation. The court ordered that one loaf from each of six boxes of the product be delivered to the Food and Drug Administration, and that the remainder of the product be destroyed.

## EGGS

**16426. Adulteration of eggs. U. S. v. 323 Cases \* \* \*. (F. D. C. No. 29198. Sample No. 31697-K.)**

**LABEL FILED:** April 27, 1950, Southern District of California.

**ALLEGED SHIPMENT:** On or about April 11 and 17, 1950, by Bryson's, from Salt Lake City, Utah.

**PRODUCT:** 323 cases, each containing 30 dozen, of eggs at Burbank, Calif.

**LABEL, IN PART:** (Portion) "Milk White Eggs Packed By Utah Poultry And Farmers Cooperative Salt Lake City Utah."

**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 rotten eggs, and it was otherwise unfit for food by reason of the presence of bloody eggs.

**DISPOSITION:** May 9, 1950. W. R. Perry, Los Angeles, Calif., 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 the purpose of segregating the good eggs from the bad, under the supervision of the Federal Security Agency. The eggs were segregated by candling and cracking. The passable eggs were packed as frozen whole eggs in 30-pound cans. A total of approximately 126% cases of the eggs were found unfit.

**16427. Adulteration of frozen eggs. U. S. v. 525 Cans, etc. (F. D. C. No. 29289. Sample No. 34420-K.)**

**LABEL FILED:** June 28, 1950, Northern District of California.

**ALLEGED SHIPMENT:** On or about March 10, 1950, by the American Produce Co., from Sioux City, Iowa.

**PRODUCT:** 582 cans, each containing 30 pounds, of frozen eggs at San Francisco, Calif.

**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 eggs.

**DISPOSITION:** August 10, 1950. Default decree of condemnation. The court ordered that 126 cans of eggs, which had been seized, be destroyed.

**16428. Adulteration of frozen eggs. U. S. v. 65 Cans \* \* \* (and 1 other seizure action). (F. D. C. Nos. 29253, 29254. Sample Nos. 60227-K, 60228-K.)**

**LIBELS FILED:** June 2, 1950, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about April 1 and 30, 1950, by Dick's Produce Co., from Colfax, Iowa.

**PRODUCT:** 136 30-pound cans of frozen eggs at Chicago, Ill.

**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 eggs. A portion of the article, consisting of 71 cans, was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** July 25, 1950. The libel proceedings having been consolidated and John L. Dick, Colfax, Iowa, 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 and destruction of the unfit portion, under the supervision of the Federal Security Agency. A total of 40 30-pound cans of eggs was found to be unfit and was destroyed.

## FISH AND SHELLFISH

**16429. Adulteration of frozen whiting. U. S. v. 856 Boxes \* \* \*. (F. D. C. No. 29329. Sample No. 79682-K.)**

**LIBEL FILED:** May 19, 1950, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about April 17, 1950, by the Cumberland Cold Storage Co., account Casco Bay Fisheries, from Portland, Maine.

**PRODUCT:** 856 10-pound boxes of frozen whiting at Gloucester, Mass.

**LABEL, IN PART:** (Box) "H and D Whiting (Scaled) Packed by Casco Bay Fisheries So. Portland, Me."

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

**DISPOSITION:** June 27, 1950. Default decree of condemnation and destruction.

**16430. Adulteration of frozen whiting. U. S. v. 907 Boxes \* \* \*. (F. D. C. No. 29214. Sample No. 72484-K.)**

**LIBEL FILED:** May 9, 1950, Southern District of Indiana.

**ALLEGED SHIPMENT:** On or about March 10, 1950, by the Booth Fisheries Corp., from North Truro, Mass.

**PRODUCT:** 907 15-pound boxes of frozen whiting at Indianapolis, Ind.

**LABEL, IN PART:** "H & G Whiting Frosted Fish."