

18120. Adulteration and misbranding of frozen eggs. U. S. v. 145 Unlabeled Cans * * *. (F. D. C. No. 32559. Sample No. 9665-L.)

LIBEL FILED: March 4, 1952, Northern District of Illinois.

ALLEGED SHIPMENT: On or about January 2, 1952, by George Annes, from Kansas City, Mo.

PRODUCT: 145 unlabeled 30-pound cans of frozen eggs at Chicago, Ill.

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 eggs.

Misbranding, Sections 403 (e) (1) and (2), the product failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and an accurate statement of the quantity of the contents; and, Section 403 (g) (2), the product failed to bear the name of the food specified in the definition and standard of identity for frozen whole eggs.

DISPOSITION: March 14, 1952. The Bauer Poultry Corp., Chicago, Ill., 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 of the good portion from the bad and the destruction of the bad, under the supervision of the Federal Security Agency.

FISH AND SHELLFISH

18121. Adulteration of frozen halibut fillets. U. S. v. 47 Cases * * *. (F. D. C. No. 31500. Sample No. 28365-L.)

LIBEL FILED: September 5, 1951, Northern District of California.

ALLEGED SHIPMENT: On or about July 13, 1951, by the Yaquina Bay Fish Co., from Newport, Oreg.

PRODUCT: 47 cases, each containing 12 1-pound packages, of frozen halibut fillets at San Jose, Calif.

LABEL, IN PART: (Package) "Ocean Beauty Brand Skinless Halibut Fillets."

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 fish.

DISPOSITION: November 13, 1951. Default decree of condemnation and destruction.

18122. Misbranding of canned tuna. U. S. v. 6 Cases * * *. (F. D. C. No. 31457. Sample No. 24887-L.)

LIBEL FILED: August 6, 1951, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 26, 1951, by Cape King Fisheries, Inc., from New Bedford, Mass.

PRODUCT: 6 cases, each containing 24 cans, of tuna at Harrisburg, Pa.

LABEL, IN PART: (Can) "Cape King Salad Pieces Light Meat Tuna Contents 13 Oz. Avd."

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 since the label statement "Contents 13 Oz. Avd." was inaccurate. (The article was short of the declared weight.)

DISPOSITION: December 20, 1951. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions.

18123. Misbranding of canned crab meat. U. S. v. 24 Cases * * *. (F. D. C. No. 31503. Sample No. 28952-L.)

LIBEL FILED: September 5, 1951, District of Oregon.

ALLEGED SHIPMENT: On or about June 15, 1951, by the Washington Fish Co., from Seattle, Wash.

PRODUCT: 24 cases each containing 24 6½-ounce cans, of crab meat at Portland, Oreg. Examination showed that the product contained discolored crab meat.

LABEL, IN PART: (Can) "Belaire Brand Fancy Dungeness Crab Meat."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label designation "Fancy" was false and misleading since the article was not fancy due to its discoloration.

DISPOSITION: October 31, 1951. Pacific Coast Merchandise Co., Inc., Portland, Oreg. 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 relabeling under the supervision of the Federal Security Agency.

18124. Adulteration of frozen shrimp. U. S. v. 169 Cartons * * *. (F. D. C. No. 31606. Sample No. 23224-L.)

LIBEL FILED: August 10, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about July 5, 1951, by the Lanasa & Wexler Shrimp Co., from Key West, Fla.

PRODUCT: 169 5-pound cartons of frozen shrimp 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 by reason of the presence of decomposed shrimp.

DISPOSITION: September 25, 1951. Default decree of condemnation and destruction.

FRUITS AND VEGETABLES

CANNED FRUIT

18125. Misbranding of canned peaches. U. S. v. 498 Cases * * *. (F. D. C. No. 31524. Sample No. 12510-L.)

LIBEL FILED: September 11, 1951, Southern District of Ohio.

ALLEGED SHIPMENT: On or about August 5, 1951, by Carolina Canning Co., Inc., from Inman, S. C.

PRODUCT: 498 cases, each containing 24 1-pound, 13-ounce cans, of peaches at Columbus, Ohio.