

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), anchovies had been substituted in whole or in part for sardines.

Misbranding, Section 403 (b), the product was offered for sale under the name of another food, sardines.

**DISPOSITION:** January 23, 1953. Ziel & Co., Inc., San Francisco, Calif., having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Federal Security Agency.

**20029. Adulteration and misbranding of canned sardines. U. S. v. 548 Cases \* \* \*. (F. D. C. No. 34254. Sample No. 42553-L.)**

**LIBEL FILED:** December 2, 1952, Northern District of California.

**ALLEGED SHIPMENT:** On or about November 20, 1952, by Oxnard Cannery, Inc., from Monterey, Calif., to San Francisco, Calif., for shipment to the Philippine Islands.

**PRODUCT:** 548 cases, each containing 100 5-ounce cans, of sardines at San Francisco, Calif. Examination showed that the product was anchovies.

**LABEL, IN PART:** (Can) "Southern Gem Brand California Sardines."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), anchovies had been substituted in whole or in part for sardines.

Misbranding, Section 403 (b), the product was offered for sale under the name of another food, sardines.

**DISPOSITION:** January 23, 1953. Francis B. Vohryzek, San Francisco, 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 to be relabeled under the supervision of the Federal Security Agency.

**20030. Adulteration and misbranding of canned sardines. U. S. v. 45 Cases \* \* \* (and 1 other seizure action). (F. D. C. Nos. 34258, 34259. Sample Nos. 42232-L, 42233-L.)**

**LIBELS FILED:** December 2, 1952, Northern District of California.

**ALLEGED SHIPMENT:** On or about November 19, 1952, Oxnard Cannery, Inc., Monterey, Calif., delivered the product to San Francisco, Calif., for shipment to the Philippine Islands.

**PRODUCT:** 45 cases, each containing 48 15-ounce cans, and 196 cases, each containing 100 5-ounce cans, of sardines at San Francisco, Calif. Examination showed that the product was anchovies.

**LABEL, IN PART:** (Can) "Rose Bowl Brand \* \* \* In Tomato Sauce Salt Added \* \* \* California Sardines" or "Condor Brand California Sardines In Tomato Sauce Product of U. S. A."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), anchovies had been substituted in whole or in part for sardines.

Misbranding, Section 403 (b), the article was offered for sale under the name of another food, sardines.

**DISPOSITION:** February 18, 1953. Otis, McAllister & Co., Inc., San Francisco, Calif., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Federal Security Agency.