

20974. Misbranding of oysters. U. S. v. 204 Cans * * *. (F. D. C. No. 35494. Sample No. 39053-L.)

LABEL FILED: September 17, 1953, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 14, 1953, by the J. M. Clayton Co., from Cambridge, Md.

PRODUCT: 204 cans of oysters at Lewistown, Pa.

LABEL, IN PART: "One U. S. Pint Veach Brand Oysters Packed by J. M. Clayton Co. Cambridge, Md. Oysters Standards."

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 volume.)

DISPOSITION: October 19, 1953. Default decree of condemnation and destruction.

20975. Misbranding of oysters. U. S. v. 144 Cans * * *. (F. D. C. No. 35489. Sample No. 5769-L.)

LABEL FILED: September 17, 1953, Southern District of Indiana.

ALLEGED SHIPMENT: On or about September 14, 1953, by O. E. Wentworth & Co., from Baltimore, Md.

PRODUCT: 144 cans of oysters at Yorktown, Ind.

LABEL, IN PART: "One Pint Wentworth Triangle Brand Oysters Packed By O. E. Wentworth & Co. Baltimore, Md. Standards."

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 volume.)

DISPOSITION: September 24, 1953. Default decree of forfeiture. The court ordered that the product be delivered to a charitable institution.

20976. Adulteration of canned shrimp. U. S. v. 173 Cases * * *. (F. D. C. No. 35512. Sample No. 21463-L.)

LABEL FILED: September 25, 1953, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 16, 1953, by Reuther's Seafood Co., Inc., from New Orleans, La.

PRODUCT: 173 cases, each containing 24 cans, of shrimp at Wilkes-Barre, Pa.

LABEL, IN PART: (Can) "Marvelous Brand Small Shrimp Wet Pack Drained Wt. 5 Ozs." * * * U. S. v. 173 Cases * * * Adulteration of oysters.

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: December 2, 1953. Default decree of condemnation and destruction.

20977. Adulteration of canned shrimp. U. S. v. 130 Cases * * *. (F. D. C. No. 35635. Sample Nos. 47752-L, 47753-L.)

LABEL FILED: September 14, 1953, District of Puerto Rico.

ALLEGED SHIPMENT: On or about September 2, 1953, by the American Sun Dried Shrimp Co., from Houma, La.

PRODUCT: 130 cases, each containing 24 cans, of shrimp at San Juan, P. R.

LABEL, IN PART: (Can) "Gulf Brand, Shrimp Wet Pack Drained Weight 5 Oz. Packed for Calvin Authement Houma, La."

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: October 20, 1953. Default decree of forfeiture and destruction.

20978. Misbranding of canned shrimp. U. S. v. 23½ Cases * * *. (F. D. C. No. 35477. Sample No. 61632-L.)

LIBEL FILED: On or about September 14, 1953, District of Kansas.

ALLEGED SHIPMENT: On or about August 12, 1953, by the Deep South Packing Co., from New Orleans, La.

PRODUCT: 23½ cases, each full case containing 24 5-ounce cans, of shrimp at Kansas City, Kans.

LABEL, IN PART: "Shady River Brand Wet Pack Small Shrimp."

NATURE OF CHARGE: Misbranding, Section 403 (h) (2), the article purported to be and was represented as canned wet pack shrimp, and the article fell below the standard of fill for canned wet pack shrimp since the containers of the article were not so filled that the cut-out weight of the shrimp taken from each can was not less than 64 percent of the water capacity of the container; and the label failed to bear a statement that the article fell below such standard.

DISPOSITION: November 13, 1953. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions for consumption by the inmates.

20979. Misbranding of frozen breaded shrimp. U. S. v. 20 Cartons * * *. (F. D. C. No. 35327. Sample No. 50104-L.)

LIBEL FILED: June 17, 1953, Southern District of New York.

ALLEGED SHIPMENT: On or about June 2, 1953, by Chef's Products, Inc., from Paterson, N. J.

PRODUCT: 20 cartons, each containing 24 packages, of frozen breaded shrimp at Bronx, N. Y.

LABEL, IN PART: (Package) "Completely Cleaned Breaded Chef's Shrimp In The Basket Quick Frozen Ready to Fry Net Wt. 10 Ozs."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement "Completely Cleaned" was false and misleading as applied to the article, which had not been completely cleaned but contained shrimp with the alimentary canal.

DISPOSITION: December 30, 1953. Chef's Products, Inc., 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 Department of Health, Education, and Welfare.

FRUITS AND VEGETABLES

CANNED FRUIT

20980. Adulteration of canned blueberries. U. S. v. 46 Cases * * *. (F. D. C. No. 36018. Sample No. 55705-L.)

LIBEL FILED: December 8, 1953, Northern District of New York.