

CHARGE: 402(a) (2)—when shipped, contained an added deleterious substance, mineral oil, which is unsafe within the meaning of 406(a) since it is not required in the production of the article and can be avoided by good manufacturing practices; and 403(i) (2)—the article was fabricated from two or more ingredients, and the label failed to bear the common or usual name of each such ingredient.

DISPOSITION: 4-23-58. Default—destruction.

25062. Sweet corn silage. (F.D.C. No. 41284. S. No. 79-139 M.)

QUANTITY: 75 tons at Ridgefield, Conn.

SHIPPED: Between 9-4-57 and 10-31-57, quantities of corn stalks were shipped from the State of New York, to a farm at Ridgefield, Conn., by Miss Alice C. Williams, and filled into a silo located on the farm.

RESULTS OF INVESTIGATION: The above-mentioned corn stalks were sold to Miss Alice C. Williams by Milton Kessman, Patterson, N.Y., a grower of sweet corn (sprayed with DDT) on farms in Dutchess County, New York.

LIBELED: 12-14-57, Dist. Conn.

CHARGE: 402(a) (2)—the article was a raw agricultural commodity and contained, when shipped, a pesticide chemical, namely DDT, which is unsafe within the meaning of the law since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on corn stalks (or corn stover) has been prescribed by regulations.

DISPOSITION: 3-6-58. Default—destruction.

FISH AND SHELLFISH

25063. Frozen haddock fillets. (F.D.C. No. 41865. S. No. 7-507 P.)

QUANTITY: 85 10-lb. boxes at Boston, Mass.

SHIPPED: The fillets were from fish caught in the waters of the Atlantic Ocean, outside the limits of Massachusetts, by the fishing vessel "Winchester" and landed at Boston, Mass., on 6-2-58.

LABEL IN PART: (Box) "Haddock Fillets New England Fillet Co. Fish Pier, Boston."

LIBELED: 6-16-58, Dist. Mass.

CHARGE: 402(a) (3)—contained decomposed fish when shipped.

DISPOSITION: 7-23-58. Default—delivered to a public institution, for use as animal feed.

25064. Frozen haddock fillets. (F.D.C. No. 41945. S. No. 7-517 P.)

QUANTITY: 23 ctns., 5 10-lb. boxes each, at Boston, Mass.

SHIPPED: The fillets were from fish caught by the fishing vessel "Racer" in the Atlantic Ocean outside the limits of Massachusetts, on 7-7-58.

LIBELED: 7-21-58, Dist. Mass.

CHARGE: 402(a) (3)—contained decomposed fish when shipped.

DISPOSITION: 8-18-58. Default—consumption by animals.

25065. Frozen haddock fillets. (F.D.C. No. 41954. S. No. 7-713 P.)

QUANTITY: 11 cases, 5 10-lb. boxes each, at Boston, Mass.

SHIPPED: The fillets were prepared and packed from fish caught in the waters of the Atlantic Ocean, outside the limits of Massachusetts, by the fishing vessel "Brighton," on 7-11-58.

LABEL IN PART: "Land 'O Brand Haddock Fillets To be weighed at time of sale."

LIBELED: 7-29-58, Dist. Mass.

CHARGE: 402(a) (3)—contained decomposed fish when shipped.

DISPOSITION: 9-3-58. Default—consumption by animals.

25066. Frozen ocean perch fillets. (F.D.C. No. 41915. S. No. 7-728 P.)

QUANTITY: 435 10-lb. ctns. at Gloucester, Mass.

SHIPPED: The fillets were from fish caught by the fishing vessel "Flow," in the Atlantic Ocean outside the limits of Massachusetts, and unloaded at Gloucester, Mass., on 6-17-58.

LIBELED: 7-7-58, Dist. Mass.

CHARGE: 402(a) (3)—contained decomposed fish when shipped.

DISPOSITION: 8-18-58. Default—consumption by animals.

25067. Frozen ocean perch fillets. (F.D.C. No. 41897. S. Nos. 12-913 P, 12-916 P.)

QUANTITY: 66 ctns., 12 1-lb. pkgs. each, at Chicago, Ill.

SHIPPED: From Gloucester, Mass.

LIBELED: 6-30-58, N. Dist. Ill.

CHARGE: 402(a) (3)—contained decomposed fish while held for sale.

DISPOSITION: 7-25-58. Default—destruction.

25068. Frozen pike. (F.D.C. No. 41981. S. No. 31-773 P.)

QUANTITY: 277 lbs. in 4 ctns. at New York, N.Y.

SHIPPED: 6-20-58, from Canada.

LIBELED: 8-25-58, S. Dist. N.Y.

CHARGE: 402(a) (3)—contained decomposed fish while held for sale.

DISPOSITION: 9-19-58. Default—destruction.

25069. Frozen red snappers and frozen mullets. (F.D.C. No. 41968. S. Nos. 31-648 P, 31-771 P.)

QUANTITY: 4 ctns., 340 lbs., total, of frozen red snappers, and 5 ctns., 456 lbs. total, of frozen mullets, at New York, N.Y.

SHIPPED: 10-31-56 and 6-6-58, from Mobile, Ala., and Fort Myers, Fla.

LIBELED: 8-19-58, S. Dist. N.Y.

CHARGE: 402(a) (3)—contained a decomposed substance while held for sale.

DISPOSITION: 9-22-58. Default—destruction.

25070. Frozen trout and frozen whitefish. (F.D.C. No. 41976. S. Nos. 31-649/50 P, 31-772 P.)

QUANTITY: 5 ctns. 199 lbs. total, of frozen trout, and 12 ctns., 555 lbs. total, of frozen whitefish, at New York, N.Y.

SHIPPED: Between 9-15-56, and 7-17-57, from Canada.

LIBELED: 8-19-58, S. Dist. N.Y.