

LIBELED: 2-19-62, W. Dist. Wis.

CHARGE: 402(a) (3)—contained a filthy substance by reason of having been prepared from filthy milk; and 402(a) (4)—prepared and packed under insanitary conditions.

DISPOSITION: 4-7-62. Default—destruction.

MILK

27882. Nonfat dry milk. (F.D.C. No. 47226. S. No. 47-781 T.)

QUANTITY: 36 cases, 24 pkgs. each, at Memphis, Tenn.

SHIPPED: 12-13-61, from Belleville, Wis., by Pet Milk Co.

LABEL IN PART: (Pkg.) "4 Quart Handy Size Pet Instant Nonfat Dry Milk Net Wt. 12 $\frac{1}{2}$ Ozs. * * * Pet Milk Company, St. Louis 1, Missouri."

RESULTS OF INVESTIGATION: Examination showed that a cookbook was spot-glued to the front panel of each package and that the book and package were enclosed in cellophane which could not be removed at the time of purchase, making the quantity of contents statement inconspicuous due to being covered by the cookbook.

LIBELED: 3-5-62, W. Dist. Tenn.

CHARGE: 403(f)—when shipped, the information required under 403(e) (2) to appear on the label, namely, the quantity of contents statement, was not placed thereon with such conspicuousness (as compared with other words and statements on the label) as to render such information likely to be read by the ordinary individual under customary conditions of purchase and use.

DISPOSITION: 4-16-62. Default—delivered to a charitable institution.

27883. Evaporated goat milk. (F.D.C. No. 47383. S. No. 5-503 T.)

QUANTITY: 10 cases, 24 14-oz. cans each, at Baltimore, Md.

SHIPPED: 4-27-60, from Culver City, Calif., by Jackson-Mitchell Pharmaceuticals, Inc.

LABEL IN PART: (Can) "Meyenberg Brand Evaporated Goat Milk with Added Vitamins B₆ and B₁₂ and Folic Acid * * * fortified with the addition of the following vitamins: 1 Mg. Vitamin B₆, 1 Mg. Folic Acid, 1 Mcg. Vitamin B₁₂ * * * Packed by Meyenberg Milk Products Co. San Francisco, California Packed For Jackson-Mitchell Pharmaceuticals, Inc. Culver City, California."

LIBELED: 3-19-62, Dist. Md.

CHARGE: 402(a) (2) (C)—when shipped, the article contained a food additive, namely, folic acid, which is unsafe within the meaning of 409 since it and its use or intended use were not in conformity with a regulation or exemption in effect pursuant to 409.

DISPOSITION: 4-13-62. Default—destruction.

EGGS

27884. Frozen eggs. (F.D.C. No. 45245. S. No. 68-348 P.)

INFORMATION FILED: 8-24-61, N. Dist. Ga., against Superior Eggs, Inc., Forest Park, Ga., and A. Ervin Goldberg, president.

SHIPPED: 10-9-59, from Georgia to Pennsylvania.

LABEL IN PART: (Can) "SUPERIOR 'Taste the Difference' WHOLE EGGS 30 Pounds Net Packed by SUPERIOR EGGS, INC. FOREST PARK, GA."

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

PLEA: Not guilty.

DISPOSITION: The case came on for trial before the court and jury on 11-13-61. The trial was concluded on 11-14-61 with a return of a verdict of not guilty.

27885. Incubator reject eggs. (F.D.C. No. 46013. S. Nos. 69-782/3 R.)

INFORMATION FILED: 1-29-62, Dist. Md., against A. W. Perdue & Son, Inc., Salisbury, Md.

SHIPPED: 4-21-61, from Salisbury, Md., to a point on U.S. 13 near Laurel, Del.

CHARGE: 402(a)(3)—when shipped, the food consisted in part of a decomposed substance by reason of the presence of decomposed eggs, and was otherwise unfit for food by reason of the presence of eggs containing embryos.

PLEA: Nolo contendere.

DISPOSITION: 3-9-62. \$500 fine, plus costs.

FISH AND SHELLFISH

27886. Rollmops (fish). (F.D.C. No. 47248. S. No. 61-321 T.)

QUANTITY: 35 cases, 12 jars each, at St. Louis, Mo.

SHIPPED: 1-23-62 and 2-15-62, from Chicago, Ill., by Benson Fish Co., Inc.

LABEL IN PART: (Case) "Noon Hour Food Products 1 Doz. 8 Oz. Rollmops" and (jar lid) "Noon Hour Brand Rollmops Contents 8 Oz. Net Wt. of Fish 6 Oz. Avd. * * * Packed by Noon Hour Food Products, Chicago, Illinois."

RESULTS OF INVESTIGATION: Examination showed that the article contained less than the stated quantity of fish.

LIBELED: 3-16-62, E. Dist. Mo.

CHARGE: 403(a)—when shipped, the label statement "Net Wt. of Fish 6 Oz." was false and misleading.

DISPOSITION: 4-26-62. Default—destruction.

27887. Caviar. (F.D.C. No. 47222. S. No. 16-391 T.)

QUANTITY: 22 cases, 12 jars each, at Cincinnati, Ohio.

SHIPPED: Between 12-7-61 and 1-25-62, from New York, N.Y., by Romanoff Caviar Co.

LABEL IN PART: (Case) "Romanoff Caviar * * * Caviar Co. 463 Greenwich's New York 1 Dozen 1 Oz. Blue Seal Sturgeon Roe" and (jar lid) "Romanoff Caviar Blue Seal 1 Oz. * * * Net Weight Romanoff Caviar Co., Packers London New York, N.Y. Paris."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 3-2-62, S. Dist. Ohio.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 4-16-62. Default—delivered to a public institution.

27888. Fresh crabmeat. (F.D.C. No. 45236. S. Nos. 32-615 R, 35-941 R.)

INFORMATION FILED: 4-11-61, S. Dist. Fla., against Sockwell Crabmeat Co., Inc., Vero Beach, Fla., and Herbert R. Sockwell, president of the corporation.

SHIPPED: 5-13-60 and 7-15-60, from Florida to New York.