

DISPOSITION: 8-9-62. Default—delivered to a Federal institution for use as livestock feed.

28556. Nonfat dry milk. (F.D.C. No. 47769. S. No. 45-790 T.)

QUANTITY: 500 100-lb. bags, at Aurora, Mo.

SHIPPED: 5-16-62, from Stillwater, Minn., by Forrest Nutting Co.

LABEL IN PART: (Bag) "Spray Process Nonfat Dry Milk Mfg. Mar. 62 * * *
Sioux Valley Milk Producers Assn., Sioux Falls, S. Dak."

LIBELED: On or about 6-29-62, W. Dist. Mo.

CHARGE: 402(a)(2)(C)—when shipped, the article contained a food additive, namely, inorganic bromides, which was unsafe within the meaning of 409 in that it and its use or intended use was not in conformity with a regulation or exemption.

DISPOSITION: On or about 12-5-62. Default—destruction.

EGGS

28557. Frozen eggs. (F.D.C. No. 43055. S. Nos. 9-274 P, 9-783 P.)

INFORMATION FILED: 5-29-59, S. Dist. Ohio, against Poultry Producers Association, a corporation, Versailles, Ohio, and Ralph M. Crooks, manager.

SHIPPED: Between 6-23-58 and 10-1-58, from Ohio to Pennsylvania.

LABEL IN PART: (Can) "Frozen Whole Eggs 30 Pounds Net Packed By Poultry Producers Assn. Versailles, Ohio."

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

PLEA: Guilty.

DISPOSITION: 5-29-59. \$250 fine, plus costs, assessed against the defendants jointly.

28558. Frozen eggs. (F.D.C. No. 44480. S. Nos. 21-884 R, 21-887 R.)

QUANTITY: 1,006 30-lb. cans at Detroit, Mich.

SHIPPED: 5-2-60 and 5-16-60, from Chicago, Ill., by Gross Egg Co.

LABEL IN PART: (Tag) "Distributed by Gross Egg Co.—Chicago 10 Whole Eggs—Egg Breaking Establishments Iowa and Illinois."

LIBELED: 6-6-60, E. Dist. Mich.

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

DISPOSITION: 8-10-60. Consent—claimed by Gross Egg Co., and Albert Lerner, t/a Sunland Eggs Farms, Chicago, Ill., and denatured.

28559. Frozen eggs. (F.D.C. No. 44305. S. Nos. 32-948 P, 32-951 P.)

INDICTMENT RETURNED: 7-19-60, Dist. N.J., against L. Meyer & Co., Inc., Jersey City, N.J., Morris Meyer, president, Samuel Greenbaum, secretary-treasurer, and Irving Edelstein, foreman.

SHIPPED: 2-4-59 and 2-16-59, from New Jersey to New York.

LABEL IN PART: "WHOLE EGGS 30 Lbs. Net L. Meyer & Co., Inc., Jersey City, N.J."

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

PLEA: Not guilty.

DISPOSITION: On 3-4-61, the defendants filed a motion for a bill of particulars which was granted in part and denied in part, and on 4-11-61, filed a motion

to dismiss the action which was denied. On 8-27-62, the defendants filed a motion to suppress evidence which was also denied. The case came for trial before the court and jury on 9-25-62, and on 10-23-62, the jury returned a verdict of guilty as to the corporation. The individuals were acquitted. Upon proof that the corporation had been convicted of a prior violation the court assessed a fine of \$20,000.

28560. Frozen eggs. (F.D.C. No. 47617. S. No. 69-636 T.)

QUANTITY: 150 30-lb. cans, at Washington, D.C.

SHIPPED: 5-1-62, from Rock Island, Ill., by Rock Island Product Co.

LABEL IN PART: (Can) "Frozen Whole Eggs Packed by Rock Island Product Co., Rock Island, Illinois."

LIBELED: 5-25-62, Dist. Columbia.

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

DISPOSITION: 7-9-62. Consent—claimed by Rock Island Product Co. Segregated; 69 cans destroyed.

28561. Frozen eggs. (F.D.C. No. 47731. S. No. 43-946 T.)

QUANTITY: 77 30-lb. unlabeled cans, at Trenton, N.J.

SHIPPED: 6-25-62, from Silverstreet, S.C., by Waldrop Bros.

LIBELED: 7-16-62, Dist. N.J.

CHARGE: 402(a) (3)—contained decomposed eggs when shipped; 403(e)—the article failed to bear a label containing (1) the name and address of the manufacturer, packer, or distributor and (2) an accurate statement of the quantity of contents; and 403(i) (1)—the article failed to bear a label containing the common or usual name of the food.

DISPOSITION: 9-20-62. Consent—claimed by Southern Breakfast Eggs, Inc., Newberry, S.C. Segregated; 6 cans denatured.

28562. Frozen egg whites. (F.D.C. No. 48269. S. No. 39-364 V.)

QUANTITY: 50 30-lb. cans, at Brooklyn, N.Y.

SHIPPED: 9-14-62, from Newfield, N.J.

LIBELED: 11-9-62, E. Dist. N.Y.

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

DISPOSITION: 12-18-62. Default—destruction.

FISH AND SHELLFISH

28563. Frozen haddock fillets. (F.D.C. No. 47706. S. Nos. 8-591 T, 62-211 T.)

QUANTITY: 83 ctns., 5 10-lb. boxes each, of frozen fish fillets, individually wrapped, at Boston, Mass.

SHIPPED: These fillets were from fish caught by the fishing vessel "Patty & Jean" in the waters of the Atlantic Ocean outside the limits of Massachusetts, and landed at Boston Fish Pier on or about 6-14-62.

LIBELED: 7-5-62, Dist. Mass.

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

DISPOSITION: 9-18-62. Default—delivered to a public institution for use as animal feed.