

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.