

30042. Frozen eggs. (F.D.C. No. 50933. S. No. 22-760 A.)

QUANTITY: 42 30-lb. cans, at Pittsburgh, Pa.

SHIPPED: 2-27-64, from Greensburg, Ind., by Vines Egg Co., Inc.

LABEL IN PART: (Can) "Packed By Vines Egg Co., Inc. * * * Greensburg, Ind."

LIBELED: 1-25-64, W. Dist. Pa.

CHARGE: 402(a)(1)—when shipped, the article contained an added poisonous and deleterious substance, Salmonella micro-organisms, which might render them injurious to health; and 402(a)(3)—contained decomposed eggs.

DISPOSITION: 2-18-65. Default—destruction.

30043. Frozen egg whites. (F.D.C. No. 50748. S. No. 22-232 A.)

QUANTITY: 200 30-lb. cans at Pittsburgh, Pa.

SHIPPED: 9-29-64, from Wakefield, Nebr., by Milton G. Waldbaum Co.

LABEL IN PART: (Can) "Wakefield Brand Egg Whites Quick Frozen * * * Packed by Milton G. Waldbaum Co. Wakefield Nebraska."

LIBELED: 11-23-64, W. Dist. Pa.

CHARGE: 402(a)(1)—when shipped, the article contained an added poisonous and deleterious substance, Salmonella micro-organisms.

DISPOSITION: 12-21-64. Default—destruction.

FISH AND SHELLFISH

30044. Frozen pollock. (F.D.C. No. 49702. S. Nos. 15-253/4 V, 17-521/2 V, 24-111/13 V, 24-830 V.)

INDICTMENT RETURNED: 11-19-64, N. Dist. Ill., against Pick-Shapiro Fisheries, Inc., Chicago, Ill., Robert Shapiro, president, Erwin Pick, vice president, and Meyer Pick, secretary.

SHIPPED: Between 10-9-62 and 10-22-62, from Chicago, Ill., to Indiana.

LABEL IN PART: (Cases) "Haddock 4 oz. Raw Portions," (some wood cases) "Hadd Port," (cases) "Cod 4 oz. Portions," "Cod Sticks 16 to LB," and "Perch 4 Oz. Portions."

RESULTS OF INVESTIGATION: Examination revealed the fish in all instances to be pollock.

CHARGE: 403(a)—when shipped, the label statements "haddock," "perch," and "cod," were false and misleading; and 403(b)—pollock was offered for sale under the names of other fish, namely, haddock, perch, and codfish.

PLEA: Guilty.

DISPOSITION: 4-2-65. Each individual—\$1,000 fine, and 15 minutes in prison; corporation—\$500 fine.

30045. Frozen fish fillets. (F.D.C. No. 50519. S. No. 15-789 A.)

QUANTITY: 80 cases, each containing 6 10-lb. ctns., at Alameda, Calif.

SHIPPED: 8-7-64, from Boston, Mass., by North Atlantic Fish Co.

LABEL IN PART: (Ctn.) "North Atlantic Quick Frozen Fillets * * * North Atlantic Fish Company Boston"; (cello wrap) "North Atlantic Small Frosted Haddock Fillet Packed By North Atlantic Fish Co. Boston Mass. * * * To Be Weighed At Time of Sale."

LIBELED: 9-11-64, N. Dist. Calif.

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

DISPOSITION: 10-7-64. Default—destruction.

30046. Frozen haddock fillets. (F.D.C. No. 50665. S. No. 89-153 A.)

QUANTITY: 44 ctns., each containing 10 5-lb. pkgs., at Philadelphia, Pa.

SHIPPED: 8-27-64, from New Bedford, Mass., by Ell Vee Dee, Inc.

LABEL IN PART: (Wrapper label) "ell vee dee Brand Ready To Cook Quick Frozen Atlantic Ocean Haddock Fillets * * * Packed and Distributed by Ell Vee Dee, Inc., Greene & Wood Pier, New Bedford, Mass."

LIBELED: 10-20-64, E. Dist. Pa.

CHARGE: 402(b)(2)—when shipped, codfish fillets had been substituted for haddock fillets; 403(a)—the label statement "Haddock Fillets" was false and misleading as applied to a product consisting wholly or in part of fillets of codfish; and 403(b)—fillets of codfish had been offered for sale under the name of another food, namely, haddock fillets.

DISPOSITION: 12-9-64. Consent—claimed by Ell Vee Dee, Inc., New Bedford, Mass., and relabeled.

30047. Canned shrimp. (F.D.C. No. 50325. S. Nos. 62-987 A, 62-989 A.)

QUANTITY: 142 cases, of 24 cans each, at Phoenix, Ariz.

SHIPPED: 12-29-62 and 3-26-63, from Seattle, Wash., by East Point Seafood Co.

LABEL IN PART: (Can) "Bendiksen's East Point Tiny West Coast Shrimp * * * Net Drained Weight 4½ Oz. Avoir. * * * Packed by East Point Seafood Co. Seattle, Wash."

RESULTS OF INVESTIGATION: Examination showed that the drained weight of the article was less than represented.

LIBELED: 7-2-64, Dist. Ariz.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents since the label statement "Net Drained Weight 4½ Oz." was inaccurate; 403(h)(2)—the article fell below the standard of fill of container for canned wet pack shrimp in non-transparent containers, since the containers of the article were so filled that the cut-out weight of shrimp taken from each can was 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: 11-25-64. Default—delivered to a charitable organization.

30048. Canned shrimp. (F.D.C. No. 50514. S. No. 72-536 A.)

QUANTITY: 42 cases, each containing 24 4½-oz. cans, at Harvey, La.

SHIPPED: 6-1-64, from Palacios, Tex.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing progressive decomposition.

LIBELED: 8-28-64, E. Dist. La.

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

DISPOSITION: 1-11-65. Default—destruction.