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

DISPOSITION: 6–29–62. Default—destruction.

28246. Frozen eggs. (F.D.C. No. 47681. S. No. 8–899 T.)

QUANTITY: 300 30-lb. unlabeled and labeled cans, at Tiverton, R.I.

SHIPPED: 6–6–62, from Fall River, Mass., by Alta Farms Co.

LABEL IN PART: (Can) "Alta Farms Co. 1485 Locust St.—Fall River, Mass. Wholesale Shell Eggs Fresh Brokeouts & Frozen * * * Frozen Whole Eggs."

LIBELED: 6–21–62, Dist. R.I.

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

DISPOSITION: 7–16–62. Default—destruction.

FISH AND SHELLFISH

28247. Frozen haddock fillets. (F.D.C. No. 46570. S. Nos. 59–623/4 R.)

QUANTITY: 197 cases, 12 1-lb. ctns. each, at Arlington, Wash.

SHIPPED: 3–31–61, from Boston, Mass.

LABEL IN PART: (Ctn.) "Rich Plan Fresh Frozen Fillet of Skinless Haddock * * * Distributed by Rich Plan Corporation * * * Dallas, Tex. Grade A Fancy Certificated Premium Quality."

RESULTS OF INVESTIGATION: Examination showed that the article was boneless fish fillets from which the skin had not been removed.

LIBELED: 10–13–61, W. Dist. Wash.

CHARGE: 402(b)(2)—while held for sale, skin-on fish fillets had been substituted in whole or in part for skinless fish fillets; and 403(a)—the label statement "skinless" was false and misleading as applied to a product consisting of fish fillets with the skin on; and the label statements "Grade A Fancy" and "Certificated Premium Quality" were false and misleading as applied to a product which was not an officially certified Grade A premium quality product.

DISPOSITION: 11–6–61. Consent—claimed by Rich Plan Corp. and relabeled.

28248. Frozen whitefish, frozen smoked sable fish, frozen shad. (F.D.C. No. 45079. S. Nos. 32–542/4 R.)

QUANTITY: 8 125-lb. boxes of whitefish, 13 24-lb. boxes of smoked sable fish, and 21 185-lb. boxes of shad, at Brooklyn, N.Y.

SHIPPED: Between 6–25–56 and 11–4–57, from Chicago, Ill., Alaska, and San Francisco, Calif.

LIBELED: 11–23–60, E. Dist. N.Y.

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

DISPOSITION: 2–9–61. Default—destruction.

28249. Canned tuna. (F.D.C. No. 47626. S. No. 4–439 T.)

QUANTITY: 45 cases, 6 4-lb. 2½-oz. cans each, at Morgantown, W. Va.

SHIPPED: Unknown date prior to 10–16–61, from New York, N.Y.

LIBELED: 6–5–62, N. Dist. W. Va.

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

DISPOSITION: 6–20–62. Default—destruction.