

LABEL IN PART: "Frospac Brand Ciscos * * * Packed for B. A. Griffin Co., Inc., Milwaukee, Wis."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: March 11 and 27, 1944. The B. A. Griffin Co., Inc., claimant, having admitted the allegations in the libel, and the court having found that a portion of the product had been shipped by B. A. Griffin Co., Inc., judgments of condemnation were entered and the product was ordered released under bond to be brought into compliance with the law under the supervision of the Food and Drug Administration.

6488. Adulteration of frozen croakers. U. S. v. 90 Boxes of Croakers. Default decree of condemnation and destruction. (F. D. C. No. 10438. Sample Nos. 35175-F, 35180-F.)

LIBEL FILED: August 19, 1943, Northern District of Georgia.

ALLEGED SHIPMENTS On or about May 16, 1943, by Marshall Durbin & Co., from Birmingham, Ala.

PRODUCT: 90 Boxes, each containing 100 pounds, of frozen croakers at Atlanta, Ga.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: September 28, 1943. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6489. Adulteration of frozen eel pout fillets. U. S. v. 479 Cartons of Eel Pout Fillets. Default decree of condemnation and destruction. (F. D. C. No. 12223. Sample No. 79232-F.)

LIBEL FILED: April 19, 1944, District of Columbia.

ALLEGED SHIPMENT: On or about March 28, 1944, by the Wamsutta Fillet Corporation, from New Bedford, Mass.

PRODUCT: 479 cartons, each containing 10 pounds, of frozen eel pout fillets at Washington, D. C.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of parasitized and diseased fish; and, Section 402 (a) (5), it was in whole or in part the product of a diseased animal.

DISPOSITION: May 17, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed. Destruction was effected by delivery to the Washington zoo, for use as animal feed.

6490. Adulteration of frozen eel pout fillets. U. S. v. 41 Boxes of Frozen Eel Pout Fillets. Default decree of condemnation and destruction. (F. D. C. No. 12210. Sample No. 76412-F.)

LIBEL FILED: April 19, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about March 12, 15, and 16, 1944, by the Whaling City Fisheries, New Bedford, Mass.

PRODUCT: 41 boxes, each containing 15 pounds, of frozen eel pout fillets at New York, N. Y.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of parasitized and diseased fish; and, Section 402 (a) (5), it was in whole or in part the product of a diseased animal.

DISPOSITION: May 3, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6491. Adulteration and misbranding of frozen eel pout fillets. U. S. v. 100 Cartons of Frozen Eel Pout Fillets. Default decree of condemnation and destruction. (F. D. C. No. 11995. Sample No. 65960-F.)

LIBEL FILED: March 13, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about January 20 and 23, 1944, by Frank Raymond, Provincetown, Mass, and Frank Maria and Ralph Minucci, New London, Conn.

PRODUCT: 100 cartons, each containing 20 pounds, of frozen eel pout fillets at New York, N. Y.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the

presence of fish infested with parasites, and decomposed fish; and, Section 402 (a) (5), it was in whole or in part the product of diseased fish.

Misbranding, Section 403 (e) (1), the article was in package form and failed to bear a label containing the name and place of business of the packer or distributor; and Section 403 (i) (1), its label failed to bear the common or usual name of the food.

DISPOSITION: March 29, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6492. Adulteration and misbranding of frozen eel pout fillets. U. S. v. 9 Boxes, 2 Boxes, and 25 Cans of Frozen Eel Pout Fillets, Default decrees of condemnation and destruction. (F. D. C. Nos. 12283, 12303. Sample Nos. 76415-F, 76416-F.)

LIBELS FILED: May 2 and 3, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about January 26 and March 1, 1944, by the Quincy Fish Co., Harrison, N. J.

PRODUCT: 9 15-pound boxes, 2 17-pound boxes, and 26 20-pound cans of frozen eel pout fillets at New York, N. Y.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance in that it contained parasitized fish; and, Section 402 (a) (5), it was in whole or in part the product of a diseased animal.

Misbranding, Section 403 (e) (1), it was a food in package form and failed to bear a label containing the name and place of business of the packer or distributor; and, Section 403 (i) (1), it failed to bear the common or usual name of the food.

DISPOSITION: May 18 and 24, 1944. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

6493. Adulteration of salt mackerel. U. S. v. 7 Tubs of Mackerel. Default decree of condemnation and destruction. (F. D. C. No. 11949. Sample Nos. 62923-F, 62924-F.)

LIBEL FILED: On or about March 4, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about February 16, 1944, by Covington Bros. & Co., from Mayfield, Ky.

PRODUCT: 7 tubs, each containing approximately 30 pounds, of salt mackerel at St. Louis, Mo.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: March 30, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6494. Adulteration of frozen kingfish, frozen smelt, frozen sole, and frozen mackerel. U. S. v. 190 Boxes of Frozen Kingfish and 506 Boxes of Frozen Sole (and 1 other seizure action against frozen smelt and frozen mackerel). Default decree condemning the smelt and mackerel and ordering them sold to a rendering plant; portion of sole ordered delivered to claimant; remainder of sole and the kingfish ordered released under bond. (F. D. C. Nos. 11499, 11533. Sample Nos. 57933-F, 57934-F, 57935-F, 57939-F.)

LIBELS FILED: December 30 and 31, 1943, District of Colorado.

ALLEGED SHIPMENT: On or about October 8 and November 23, 1943, by the Meredith Fish Co., from Sacramento, Calif.

PRODUCT: 190 boxes, each containing 20 pounds, of frozen kingfish and 506 boxes, each containing 20 pounds of frozen sole; 985 boxes, each containing 20 pounds, of frozen smelt, and 95 cases, each containing 20 pounds, of frozen mackerel at Denver, Colo.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of decomposed substances.

DISPOSITION: March 17 and 29, 1944. No claimant having appeared for the frozen smelt and mackerel, judgment of condemnation was entered and the products were ordered sold to a rendering company for extraction of the oil for use in the manufacture of soap. The Meredith Fish Co., claimant for the kingfish and sole, having admitted the allegations of the libel with respect to the kingfish and a portion of the sole, and the court having found that the said portion of the sole was not adulterated as alleged by the claimant, judgment