

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of parasitized eelpout fillets; and, Section 402(a) (5), it was in whole or in part the product of a diseased animal.

DISPOSITION: July 3, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

93 ✓ **9085. Adulteration of frozen haddock fillets. U. S. v. 122 Cartons of Haddock Fillets. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15889. Sample Nos. 20450-H, 20467-H.)**

LIBEL FILED: April 9, 1945, District of Nebraska.

ALLEGED SHIPMENT: On or about February 12, 1945, by the Morris Fisheries, Inc., from Chicago, Ill.

PRODUCT: 122 cartons, each containing 2 5-pound boxes, of haddock fillets, at Omaha, Nebr.

LABEL, IN PART: "Genoa Haddock Fillets."

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

DISPOSITION: May 17, 1945. The American Community Stores Corporation, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law or destroyed, under the supervision of the Federal Security Agency.

9086. Adulteration of frozen haddock fillets. U. S. v. 458 Cartons of Frozen Haddock Fillets. Default decree of condemnation. Product ordered released to a State agency, for use as fish food. (F. D. C. No. 15885. Sample No. 5994-H.)

LIBEL FILED: April 7, 1945, Northern District of New York.

ALLEGED SHIPMENT: On or about February 21, 1945, by the Distributors Terminal Warehouse, from Cleveland, Ohio.

PRODUCT: 458 10-pound cartons of frozen haddock fillets at Syracuse, N. Y.

LABEL, IN PART: "Frozen Haddock Fillets The Atlantic Coast Fisheries Co., Boston, Mass."

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

DISPOSITION: On June 28, 1945, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed. On August 1, 1945, an amended decree was entered providing for the release of the product to a State agency, for use as fish food.

9087. Adulteration of fresh herring. U. S. v. 4 Boxes of Herring. Default decree of condemnation and destruction. (F. D. C. No. 15692. Sample No. 17929-H.)

LIBEL FILED: On or about March 30, 1945, Northern District of Illinois.

ALLEGED SHIPMENT: On or about March 21, 1945, by R. Wich, from Two Harbors, Minn.

PRODUCT: 4 boxes, each containing 65 pounds, of herring, at Chicago, Ill.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of parasitic worms.

DISPOSITION: June 14, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9088. Adulteration of salt cut herring. U. S. v. 112 Tubs of Cut Herring. Default decree of condemnation and destruction. (F. D. C. No. 16046. Sample No. 756-H.)

LIBEL FILED: April 26, 1945, Eastern District of South Carolina.

ALLEGED SHIPMENT: On or about August 14 and 18, 1944, by the Southgate Brokerage Co., Inc., from Norfolk, Va.

PRODUCT: 112 tubs of salt cut herring at Sumter, S. C.

LABEL, IN PART: "Trawler Brand Chesapeake Bay Cut Herring 250 Count."

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

DISPOSITION: June 5, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9089. Adulteration of herring tidbits. U. S. v. 49 Cases of Herring Tidbits. Default decree of condemnation and destruction. (F. D. C. No. 16407. Sample No. 28485-H.)

LIBEL FILED: June 5, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about April 18, 1945, by B. Westergaard and Co., from Brooklyn, N. Y.

PRODUCT: 49 cases, each containing 12 12-ounce jars, of herring tidbits at Seattle, Wash. Examination showed that the product was undergoing active fermentation.

LABEL, IN PART: "Ole's Herring Tidbits in Wine Sauce."

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

DISPOSITION: January 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9090. Adulteration of canned mackerel. U. S. v. 676 Cases of Canned Mackerel. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15868. Sample No. 17348-H.)

LIBEL FILED: April 4, 1945, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about November 29, 1944, by Parrott & Co., from Los Angeles Harbor, Calif.

PRODUCT: 676 cases, each containing 48 cans, of mackerel at Milwaukee, Wis.

LABEL, IN PART: "Top Wave Brand California Mackerel."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: June 14, 1945. The Sardamack Fisheries, Wilmington, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for the segregation and salvage, under the supervision of the Federal Security Agency, of that portion found fit for human consumption.

9091. Adulteration of frozen pike fillets. U. S. v. 9 Cans of Frozen Pike Fillets. Default decree of condemnation and destruction. (F. D. C. No. 15917. Sample No. 17854-H.)

LIBEL FILED: April 20, 1945, Northern District of Illinois.

ALLEGED SHIPMENT: On or about March 8, 1945, by the Distribution Terminal Warehouse, from Cleveland, Ohio.

PRODUCT: 9 25- or 20-pound cans of frozen pike fillets at Chicago, Ill.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a putrid substance.

DISPOSITION: April 20, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9092. Adulteration of tullibeas. U. S. v. Morris Shapiro and Bob Shapiro (Shapiro Fisheries, Not Inc.). Pleas of guilty. Each defendant fined \$1,000. (F. D. C. No. 15557. Sample Nos. 40003-F, 40004-F.)

LIBEL FILED: September 27, 1945, Northern District of Illinois, against Morris Shapiro and Bob Shapiro, trading as the Shapiro Fisheries, Not Inc., at Chicago, Ill.

ALLEGED SHIPMENT: On or about March 10, 1944, from Chicago, Ill., to Spirit Lake, Iowa.

LABEL, IN PART: (Portion) "Product of Canada."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of parasitic worms.

DISPOSITION: November 14, 1945. Pleas of guilty having been entered by both defendants, the court imposed a fine of \$1,000 against each of them.