

PRODUCT: 479 cartons, each containing 10 5-pound packages, of frozen shrimp at Brooklyn, N. Y.

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

DISPOSITION: July 23, 1946. Moore's Seafood Co., Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed, or denatured, under the supervision of the Food and Drug Administration.

9923. Adulteration of frozen shrimp. U. S. v. 2 Boxes of Frozen Shrimp. Default decree of destruction. (F. D. C. No. 20362. Sample No. 47250-H.)

LIBEL FILED: June 24, 1946, District of Utah.

ALLEGED SHIPMENT: On or about June 11, 1946, by the Liberty Fish Co., from Galveston, Tex.

PRODUCT: 2 boxes, each containing 130 pounds, of frozen shrimp at Salt Lake City, Utah.

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

DISPOSITION: July 26, 1946. No claimant having appeared, judgment was entered ordering the product destroyed.

9924. Adulteration of frozen whiting. U. S. v. 147 Boxes of Frozen Whiting. Consent decree of condemnation and destruction. (F. D. C. No. 19289. Sample Nos. 27153-H, 27155-H.)

LIBEL FILED: On or about March 13, 1946, District of Colorado.

ALLEGED SHIPMENT: On or about August 25, 1945, by the Pond Village Cold Storage, from Provincetown, Mass.

PRODUCT: 147 15-pound boxes of frozen whiting at Denver, Colo.

LABEL, IN PART: "H & G Whiting * * * Booth Fisheries Corp. Boston Mass."

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

DISPOSITION: April 23, 1946. The shipper having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

9925. Adulteration of frozen H & G Whiting and frozen Round Whiting. U. S. v. 39 Boxes of Frozen H & G Whiting and 35 Boxes of Frozen Round Whiting. Default decrees of condemnation and destruction. (F. D. C. Nos. 19508, 19693. Sample Nos. 6849-H, 6850-H, 63210-H, 63221-H.)

LIBELS FILED: April 10 and 22, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about July 1 and September 13, 1945, by C. G. Wadman and Co., from Provincetown, Mass.

PRODUCT: 39 boxes containing approximately 6,300 pounds of frozen H & G Whiting and 35 boxes containing approximately 5,444 pounds of frozen Round Whiting at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of putrid and decomposed substances by reason of the presence of putrid and decomposed fish.

DISPOSITION: May 7 and 8, 1946. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

FRUITS AND VEGETABLES*

CANNED, DRIED, AND FROZEN FRUITS

9926. Adulteration of canned apples. U. S. v. 19 Cases of Canned Apples. Default decree of condemnation and destruction. (F. D. C. No. 19861. Sample No. 52721-H.)

LIBEL FILED: May 14, 1946, Northern District of Ohio.

ALLEGED SHIPMENT: On or about November 13, 1945, by A. H. Renehan and Son, Sykesville, Md.

PRODUCT: 19 cases, each containing 6 6-pound, 8-ounce cans, of apples at Akron, Ohio. Examination showed that the product was undergoing chemical decomposition, resulting in darkening and the production of hydrogen sulfide.

*See also Nos. 9804, 9805.

LABEL, IN PART: "Patapsco Brand Apples."

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

DISPOSITION: June 7, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9927. Adulteration of strained peaches. U. S. v. 41 Dozen Cans of Strained Peaches (and 3 seizure actions against other lots of the same product). Default decrees of condemnation and destruction. (F. D. C. Nos. 19858, 19859, 19897, 20029. Sample Nos. 5278-H, 35727-H, 59653-H, 59654-H.)

LIBELS FILED: May 8, 9, and 21, 1946, Eastern and Western Districts of Pennsylvania, Northern District of Ohio, and Eastern District of Missouri.

ALLEGED SHIPMENT: On or about November 20 and 23, 1945, and March 6 and 7, 1946, by Harold H. Clapp, Inc., from Rochester, N. Y.

PRODUCT: Strained peaches. 41 dozen cans at Youngstown, Ohio, 465 dozen cans at Sharon, Pa., 2,898 dozen cans at Philadelphia, Pa., and 60 dozen cans at St. Louis, Mo.

LABEL, IN PART: (Can) "Clapp's Strained Baby Foods Strained Peaches Slightly Sweetened with Sugar Net Weight 4½ Oz."

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 insect fragments.

DISPOSITION: June 7 and 17, August 15, and September 4, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

9928. Misbranding of canned fruit cocktail. U. S. v. 128 Cases of Canned Fruit Cocktail. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 19943. Sample No. 46207-H.)

LIBEL FILED: May 21, 1946, District of Massachusetts.

ALLEGED SHIPMENT: On or about April 26, 1946, by Frank M. Wilson Co., Inc., from Stockton, Calif.

PRODUCT: 128 cases, each containing 6 6-pound, 12-ounce cans, of fruit cocktail at Somerville, Mass. The product contained 65.5 percent of diced peaches, 20 percent of diced pears, 4.6 percent of pineapple sectors, and 1.1 percent of halved cherries. The standard for fruit cocktail provides that it contain not more than 50 percent of diced peaches, not less than 25 percent of diced pears, not less than 6 percent of pineapple cut into sectors or diced, and not less than 2 percent of one of the optional cherry ingredients.

LABEL, IN PART: "California's Golden Brand Fruit Cocktail."

NATURE OF CHARGE: Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard for fruit cocktail.

DISPOSITION: July 10, 1946. The George D. Emerson Co., Somerville, Mass., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

9929. Adulteration of dates. U. S. v. 49 Boxes of Dates. Default decree of condemnation and destruction. (F. D. C. No. 19843. Sample Nos. 32116-H, 32118-H.)

LIBEL FILED: May 7, 1946, Southern District of California.

ALLEGED SHIPMENT: On or about November 13 and 15, 1945, by M. L. Reid, from Yuma, Ariz.

PRODUCT: 49 boxes, each containing 15 pounds, of dates at Los Angeles, Calif.

LABEL, IN PART: "Desert Dawn Fresh Dates."

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 beetles.

DISPOSITION: May 31, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9930. Adulteration of dried figs. U. S. v. 131 Cases of Figs. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 19865. Sample Nos. 58127-H, 58134-H.)

LIBEL FILED: May 10, 1946, Western District of Washington.

ALLEGED SHIPMENT: On or about January 30, 1946, by the Merzoian Packing Co., from Fresno, Calif.