CHARGE: 402 (a) (3)—contained *Escherichia coli* of fecal origin; and 402 (a) (4)—prepared and packed under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 5–29–57. The defendant was placed on probation for 2 years.

23786. Oysters. (F. D. C. No. 39764. S. Nos. 66–866/7 M.)

QUANTITY: 50 ctns., 12 12-oz. cans each, at Altoona, Pa.

SHIPPED: 11–9–56, from Baltimore, Md., by Seacoast Oyster Co., Inc.

LABEL IN PART: (Can) "Pride of Chesapeake Bay Frozen Oysters."

LIBELED: 11–15–56, W. Dist. Pa.

CHARGE: 402 (b) (2)—water had been substituted in part for oysters when shipped; and 402 (b) (4)—water had been added to the oysters and mixed and packed with them so as to increase their bulk or weight and reduce their quality.

DISPOSITION: 11–27–56. Default—given to a charitable institution.

23787. Oysters. (F. D. C. Nos. 39791, 39792. S. Nos. 27–577/8 M.)

QUANTITY: 3,300 pts. at Houston, Tex.

SHIPPED: 11–25–56, from Amite, La., by Amite Oyster House.

LABEL IN PART: "Amite Brand Fresh Shucked Oysters."

LIBELED: 11–27–56, S. Dist. Tex.

CHARGE: 402 (b) (2)—water had been susbstituted in part for oysters when shipped; and 402 (b) (4)—water had been added to the oysters and mixed and packed with them so as to increase their bulk or weight and reduce their quality.

DISPOSITION: 11–30–56. Consent—delivered to charitable organizations for their use.

23788. Oysters. (F. D. C. No. 39771. S. Nos. 45–047/8 M.)

QUANTITY: 5 bbls., 200 cans each, at Springfield, Ohio.

SHIPPED: 11–17–56, from Crisfield, Md., by Metompkin Bay Oyster Co.

LABEL IN PART: (Can) "Oysters Standards (or Selects) 12 fl. oz. Fresh Oysters * * * Md. 220."

RESULTS OF INVESTIGATION: Examination showed that the article was short volume, i. e., standards 5.5 percent and selects 7.7 percent.

LIBELED: 11–20–56, S. Dist. Ohio.

CHARGE: 403 (e) (2)—the article, when shipped, failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 11–20–56. Consent—claimed by Metompkin Bay Oyster Co. and repacked into gallon cans.

23789. Oysters. (F. D. C. No. 39911. S. Nos. 47–287/8 M.)

QUANTITY: 400 12-oz. cans at Akron, Ohio.

SHIPPED: 12–28–56, from Port Mahon, Del., by Newcomb & Hand, Inc.

LABEL IN PART: "Superior Brand Oysters * * * Medium (or Selects)."

LIBELED: 1–3–57, N. Dist. Ohio.