10129. Adulteration of frozen whole eggs. U. S. v. 913 Cans and 550 Cans of Frozen Whole Eggs. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 17580, 17585. Sample Nos. 7865–H, 7866–H.)

LIBELS FILED: September 21 and 24, 1945, District of New Jersey and Southern District of New York.

ALLEGED SHIPMENT: On or about August 8 and 22, 1945, by the Tyson Produce Co., from Sioux City, Iowa.

PRODUCT: Frozen whole eggs. 913 30-pound cans at Jersey City, N. J., and 550 30-pound cans at New York, N. Y.

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

DISPOSITION: October 26 and November 13, 1945. M. Roth and Co., Inc., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond, conditioned that the unfit portion be segregated under the supervision of the Food and Drug Administration, and that this portion be denatured or destroyed.

10130. Adulteration of frozen whole eggs. U. S. v. 500 Cans of Frozen Whole Eggs. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17323. Sample No. 11572–H.)

LIBEL FILED: August 28, 1945, District of Massachusetts.

ALLEGED SHIPMENT: On or about July 12, 1945, by the Selby Poultry and Egg Co., from Burlington, Iowa.

PRODUCT: 500 cans, each containing 30 pounds, of frozen whole eggs at Boston, Mass.

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

DISPOSITION: September 28, 1945. The Selby Poultry and Egg Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and denatured under the supervision of the Food and Drug Administration.

FEEDS AND GRAINS

10131. Misbranding of cottonseed meal. U. S. v. Armour & Co. (The Pine Bluff Cotton Oil Mill). Plea of nolo contendere. Fine, $50. (F. D. C. No. 16590. Sample No. 33141–H.)

INFORMATION FILED: October 29, 1945, Eastern District of Arkansas, against Armour & Co., a corporation, trading as the Pine Bluff Cotton Oil Mill, Pine Bluff, Ark.

ALLEGED SHIPMENT: On or about November 2, 1944, from the State of Arkansas into the State of Kansas.

LABEL, IN PART: (Tags) "'Navy' Brand Prime Quality 41.00% Protein Cottonseed Cake and Meal Manufactured For and Guaranteed by Louis Tobian & Company, Dallas, Texas."

NATURE OF CHARGE: Misbranding, Section 403 (a), the statements, "41.00% Protein Cottonseed Cake and Meal" and "Guaranteed Analysis: Crude Protein, Not less than 41.00%," borne on the tags, were false and misleading since the article contained less than 41 percent of crude protein.

DISPOSITION: November 19, 1945. A plea of nolo contendere was entered on behalf of the defendant, and the court imposed a fine of $50.

10132. Adulteration of dog food. U. S. v. 9 Cartons and 100 Cases of Dog Food. Default decrees of condemnation and destruction. (F. D. C. Nos. 17117, 17118. Sample Nos. 7470–H, 7472–H.)

LIBELS FILED: August 14 and 17, 1945, Eastern and Southern Districts of New York.

ALLEGED SHIPMENT: On or about June 15 and July 5 and 7, 1945, by the Packer Products Co., from Philadelphia, Pa.

PRODUCT: 9 cartons and 100 cases of dog food at Yonkers and Jamaica, N. Y., respectively. Each carton and case contained 12 30½-ounce jars.