

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

DISPOSITION: December 26, 1945. The Green Island Packing 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 normal portion be segregated from the unfit, and that the unfit be destroyed under the supervision of the Food and Drug Administration.

10136. Adulteration of canned smoked shad. U. S. v. 12 Cases of Canned Smoked Shad (and 3 other seizure actions against canned smoked shad). Default decrees of condemnation and destruction. (F. D. C. Nos. 17212, 17453, 17455, 17456. Sample Nos. 29291-H, 29897-H, 29913-H, 29915-H.)

LIBELS FILED: August 27 and September 14, 1945, Northern District of California.

ALLEGED SHIPMENT: On or about July 23, 1945, by the Kay Sales Co., from Portland, Oreg.

PRODUCT: 46 cases at San Francisco, Calif., and 50 cases at Oakland, Calif., each case containing 96 3¾-ounce cans of smoked shad.

LABEL, IN PART: "Washington Brand Fancy Smoked Shad * * * Packed by Yaquina Bay Fish Company Newport, Oregon."

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

DISPOSITION: October 24, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

10137. Adulteration of frozen hake fillets. U. S. v. 2,046 Boxes of Frozen Hake Fillets. Default decree of condemnation and destruction. (F. D. C. No. 17475. Sample Nos. 16109-H to 16111-H, incl.)

LIBEL FILED: October 3, 1945, Northern District of Illinois.

ALLEGED SHIPMENT: On or about August 24, 1945, by Booth Fisheries, from Boston, Mass.

PRODUCT: 1,942 10-pound boxes and 104 15-pound boxes of frozen hake fillets at Chicago, Ill.

LABEL, IN PART: (Portion) "Whaling City Fisheries New Bedford Mass. Fillets."

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

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

10138. Adulteration of frozen rosefish fillets. U. S. v. 1,670 Boxes of Rosefish Fillets. Default decree of condemnation and destruction. (F. D. C. No. 17479. Sample No. 16112-H.)

LIBEL FILED: October 3, 1945, Northern District of Illinois.

ALLEGED SHIPMENT: On or about August 15, 1945, by the Burnham Morrill Sea food Corporation, from Bangor, Maine.

PRODUCT: 1,670 15-pound boxes of rosefish fillets at Chicago, Ill.

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

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

10139. Adulteration of frozen rosefish fillets. U. S. v. 292 Cartons of Frozen Rosefish Fillets. Default decree of condemnation and destruction. (F. D. C. No. 17281. Sample No. 10347-H.)

LIBEL FILED: September 4, 1945, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 17, 1945, by the Live Fish Co., from Gloucester, Mass.

PRODUCT: 292 10-pound cartons of frozen rosefish fillets at Pittsburgh, Pa.

LABEL, IN PART: "Pride of Gloucester Frosted Rosefish Fillets Packed by Independent Fish Company, Gloucester, Mass."

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 parasites.

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

10140. Adulteration of frozen rosefish fillets. U. S. v. 191 Cartons of Frozen Rosefish Fillets. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17472. Sample Nos. 10557-H, 10559-H.)

LIBEL FILED: September 18, 1945, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 1, 1945, by the Progressive Fillet Co., from Gloucester, Mass.

PRODUCT: 191 10-pound cartons of frozen rosefish fillets at Pittsburgh, Pa.

LABEL, IN PART: "Progressive Brand Quickly Frozen Rosefish Fillet."

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 parasites.

DISPOSITION: November 16, 1945. The Progressive Fish Company, claimant, having admitted the allegations of the libel, judgment of condemnation was 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.

10141. Adulteration of frozen whiting fillets. U. S. v. 400 Boxes of H & G Whiting. Default decree of forfeiture and destruction. (F. D. C. No. 17043. Sample No. 13979-H.)

LIBEL FILED: August 17, 1945, Southern District of Indiana.

ALLEGED SHIPMENT: On or about July 12, 1945, by the Gorton Pew Fisheries Co., Ltd., from Gloucester, Mass.

PRODUCT: 400 15-pound boxes of frozen whiting fillets at Fort Branch, Ind.

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

DISPOSITION: October 9, 1945. No claimant having appeared, judgment of forfeiture was entered and the product was ordered destroyed.

10142. Adulteration of frozen smelts. U. S. v. 375½ Cases of Frozen Dressed Smelts. Default decree of condemnation and destruction. (F. D. C. No. 17330. Sample No. 4843-H.)

LIBEL FILED: August 29, 1945, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about July 25, 1945, by Santa Cruz Processors, Inc., from Santa Cruz, Calif.

PRODUCT: 375½ cases, each containing 10 4-pound cartons, of frozen smelts at Philadelphia, Pa.

LABEL, IN PART: "Pacific Fresh Quick Frozen Smelt Dressed."

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

DISPOSITION: October 9, 1945. The sole intervener having withdrawn its claim, judgment of condemnation was entered and the product was ordered destroyed.

FRUITS AND VEGETABLES*

DRIED FRUIT

10143. Misbranding of dried apples. U. S. v. 92 Boxes of Dried Apples. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17393. Sample Nos. 11658-H, 11660-H.)

LIBEL FILED: September 13, 1945, District of Massachusetts.

ALLEGED SHIPMENT: On or about March 14, 1945, by the W. A. Camp Co., Inc., from New York, N. Y.

PRODUCT: 92 50-pound boxes of dried apples at West Lynn, Mass. Examination showed that the article was unpeeled, uncored, irregular pieces of apples commonly known as dried apple chops.

LABEL, IN PART: "Choice Sliced Northwest Dried Apples Jack Gomperts Company, Dist. San Francisco, California."

*See also Nos. 10003-10006.