

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

**DISPOSITION:** April 13, 1948. Charles A. Larson, Salt Lake City, Utah, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the eggs were ordered released under bond to be candled and graded under the supervision of the Food and Drug Administration. Thirteen cases and 23 dozen were rejected and destroyed.

### FISH AND SHELLFISH

**13436. Adulteration of canned salmon. U. S. v. 295 Cases \* \* \*. (F. D. C. No. 23819. Sample Nos. 36405-K, 36417-K.)**

**LIBEL FILED:** October 20, 1947, Western District of Washington.

**ALLEGED SHIPMENT:** On or about August 15, 1947, by G. P. Halferty & Co., from Cordova, Alaska.

**PRODUCT:** 295 cases, each containing 48 unlabeled half-pound cans, of salmon at Seattle, Wash.

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

**DISPOSITION:** September 1, 1948. Default decree of condemnation and destruction.

**13437. Adulteration of canned sardines. U. S. v. 15 Cases \* \* \* (and 17 other seizure actions). (F. D. C. Nos. 22853 to 22855, incl., 22868 to 22874, incl., 22943 to 22945, incl., 23000 to 23002, incl., 23008, 23030. Sample Nos. 1568-H to 1571-H, incl., 38494-H to 38496-H, incl., 38500-H, 60596-H, 61250-H to 61252-H, incl., 61337-H to 61339-H, incl., 62235-H to 69938-H, incl., 69940-H.)**

**LIBELS FILED:** Between April 17 and May 14, 1947, Western District of Pennsylvania, Eastern District of Michigan, Northern District of Illinois, Northern District of Ohio, and Southern District of Florida.

**ALLEGED SHIPMENT:** Between the approximate dates of February 21 and April 12, 1947, by the Eastland Food Products Co., New Bedford, Mass.

**PRODUCT:** 671 cases and 75 cans of sardines, in various lots, at Pittsburgh, Pa., Detroit, Mich., Chicago, Ill., Warren, Ohio, Bradenton, Sarasota, and Lakeland, Fla., and Erie, Pa. Each case contained 100 cans, and each can contained 3¼ ounces.

**LABEL, IN PART:** "Eastco Brand Cross Pack Sardines In Tomato Sauce," or "Eastland Brand [or "Happylanding"] Smoked Sardines."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

**DISPOSITION:** Between May 17 and September 17, 1947. Decrees of condemnation and destruction.

**13438. Adulteration of frozen sardines. U. S. v. 18 Boxes \* \* \*. (F. D. C. No. 24137. Sample No. 8713-K.)**

**LIBEL FILED:** December 2, 1947, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 23, 1947, by Juliano Bros., Cundys Harbor, Maine.

**PRODUCT:** 18 boxes containing a total of 2,998 pounds of frozen sardines at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

**DISPOSITION:** December 31, 1947. Default decree of condemnation and destruction.

**13439. Adulteration of frozen tullibeas. U. S. v. 30 Boxes \* \* \* (and 1 other seizure action). (F. D. C. Nos. 24612, 24667. Sample Nos. 24579-K, 25090-K.)**

**LIBELS FILED:** April 24, 1948, and June 4, 1948, District of Minnesota.

**ALLEGED SHIPMENT:** On or about February 19 and March 3, 1948, by Manitoba Fisheries, Ltd., from Winnipeg, Canada.

**PRODUCT:** Frozen tullibeas. 30 boxes containing approximately 4,000 pounds at Motley, Minn., and 35 boxes, each containing 113 pounds, at Duluth, Minn.

**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:** June 9 and September 3, 1948. No claimant having appeared for the Duluth lot and the claimant for the Motley lot having consented to the entry of a decree, judgments were entered providing for the destruction of the product, unless denatured under the direction of the Food and Drug Administration and disposed of as animal feed.

**13440. Adulteration of frozen whitefish. U. S. v. 125 Boxes \* \* \*. (F. D. C. No. 24746. Sample No. 8728-K.)**

**LIBEL FILED:** May 17, 1948, District of New Jersey; amended libel filed May 19, 1948.

**ALLEGED SHIPMENT:** On or about October 24, 1947, from Rouses Point, N. Y., by various shippers.

**PRODUCT:** 125 boxes containing approximately 15,676 pounds of frozen whitefish at Monmouth Beach, N. J.

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

**DISPOSITION:** June 25, 1948. Default decree of condemnation and destruction.

**13441. Adulteration of frozen whiting. U. S. v. 346 Cartons \* \* \* (and 2 other seizure actions). (F. D. C. Nos. 24585, 24586, 24606. Sample Nos. 10484-K, 18333-K, 18667-K, 19269-K.)**

**LIBELS FILED:** April 1, 6, and 20, 1948, Middle District of Pennsylvania and Northern and Southern Districts of Ohio.

**ALLEGED SHIPMENT:** On or about June 23 and 27, 1947, by the Provincetown Fisheries Co., Provincetown, Mass. On March 3, 1948, 1,000 boxes of the product were reshipped from Cleveland, Ohio, to Cincinnati, Ohio.

**PRODUCT:** Frozen whiting. 346 cartons, each containing 40 pounds, at Scranton, Pa., 1,000 10-pound boxes at Cincinnati, Ohio, and 60 10-pound boxes at Cleveland, Ohio.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a putrid and decomposed substance. (Examination showed the presence of decomposed and putrid fish.)

**DISPOSITION:** April 13, May 19, and June 23, 1948. Default decrees of condemnation and destruction.

**13442. Adulteration of crab meat. U. S. v. 5 Barrels, etc. (and 3 other seizure actions). (F. D. C. Nos. 25377, 25378, 25380, 25381. Sample Nos. 2053-K, 2057-K, 2058-K, 40132-K.)**

**LIBELS FILED:** June 25 and July 2 and 6, 1948, District of Maryland and Southern District of New York.

**ALLEGED SHIPMENT:** On or about June 22, 29, and 30, and July 1, 1948, by the Pamlico Packing Co., from Vandemere, N. C.

**PRODUCT:** Crab meat. 24 barrels, each containing 100 1-pound cans, and 1 barrel containing 117 1-pound cans at Baltimore, Md., and 1 barrel containing 100 1-pound cans and 1 barrel containing 72 1-pound cans at New York, N. Y. Analysis showed that the product was contaminated with *E. coli* of fecal origin.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** July 28 and August 4 and 13, 1948. Default decrees of condemnation and destruction.