15770. Misbranding of canned sardines. U. S. v. 49 Cases * * *. (F. D. C. No. 28298. Sample No. 33144-K.)

LIBEL FILED: November 18, 1949, Southern District of New York.

ALLEGED SHIPMENT: On or about October 19, 1949, by the H. G. F. Corp., from San Francisco, Calif.

PRODUCT: 49 cases, each containing 48 15-ounce cans, of sardines at New York, N. Y.

LABEL, IN PART: (Can) "New Day * * * California Sardines In Tomato Sauce * * * Contents 15 Oz. Avoir."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (Examination disclosed that the product was short of the declared weight.)

DISPOSITION: January 6, 1950. The Trans-Oceanic Sales Co., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled, under the supervision of the Food and Drug Administration.

15771. Adulteration of frozen whitefish. U. S. v. 50 Boxes * * *. (F. D. C. No. 22779. Sample No. 17079-H.)

LIBEL FILED: April 2, 1947, Northern District of Illinois.

ALLEGED SHIPMENT: On or about March 14, 1947, by J. Kozloff, from Detroit, Mich.

PRODUCT: 50 100-pound boxes of frozen whitefish at Chicago, Ill.

LABEL, IN PART: "Jumbo Product of Canada Whitefish."

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 parasitic worms.

DISPOSITION: The J. Kozloff Fish Distributors appeared as claimant and filed an answer to the libel. Subsequently, interrogatories were filed by the claimant and were answered by the Government.

On September 22, 1948, the claimant having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for salvage of the fit portion, under the supervision of the Food and Drug Administration. Segregation operations resulted in the salvage of 2,040 pounds of the product.

15772. Adulteration of oysters. U. S. v. 93 Pints * * *. (F. D. C. No. 28605 Sample No. 13703-K.)

LIBEL FILED: December 27, 1949, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 19, 1949, by the Crisfield Packing Co., from Crisfield, Md.

PRODUCT: 93 1-pint cans of oysters at Scranton, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

DISPOSITION: January 20, 1950. Default decree of condemnation and destruction.

15773. Adulteration of oysters. U. S. v. 87 Pints * * *. (F. D. C. No. 28388. Sample No. 12550-K.)

LIBEL FILED: November 25, 1949, Middle District of Pennsylvania.