

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 *E. coli*.

DISPOSITION: August 11, 1950. Lancaster Seafoods, Inc., claimant, having admitted the allegations of the libel and consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be destroyed.

16482. Adulteration and misbranding of oysters. U. S. v. Dryden Bros. Seafood Co., Inc., and James H. Dryden. Pleas of guilty. Each defendant fined \$100, plus costs. (F. D. C. No. 29166. Sample Nos. 7689-K, 47214-K, 47215-K, 47225-K, 47226-K.)

INFORMATION FILED: May 16, 1950, District of Maryland, against Dryden Bros. Seafood Co., Inc., Crisfield, Md., and James H. Dryden, vice president, and in charge of plant operations.

ALLEGED SHIPMENT: On or about October 18, 1948, and November 19 and December 17, 1949, from the State of Maryland into the States of Ohio and Pennsylvania.

LABEL, IN PART: "One Pint Fresh Oysters Oysters Standards [or "Selects"]" and "One Pint D—B Brand Fresh Salt Water Oysters * * * Oysters Standards [or "Selects"]."

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

Misbranding, Section 403 (g) (1), the oysters failed to conform to the definition and standard of identity for oysters standards and oysters selects since they were not thoroughly drained and were packed with an added substance, water; and (standards, 2 shipments), Section 403 (e) (2), the oysters failed to bear a label containing an accurate statement of the quantity of the contents since the cans bore the statement "One Pint" and contained less than one pint of the product.

DISPOSITION: June 30, 1950. Pleas of guilty having been entered, the court fined each defendant \$100, plus costs.

16483. Adulteration and misbranding of oysters. U. S. v. H. Allen Smith. Plea of guilty. Fine, \$250. (F. D. C. No. 29142. Sample Nos. 52459-K, 66828-K, 69040-K.)

INFORMATION FILED: May 15, 1950, Eastern District of Virginia, against H. Allen Smith, Cheriton, Va.

ALLEGED SHIPMENT: On or about November 16 and December 13, 1949, from the State of Virginia into the States of Ohio, West Virginia and New York.

PRODUCT: 2 shipments of oysters standards and 1 shipment of oysters extra selects.

LABEL, IN PART: "Genuine Salt Water Oysters Contents One Pint Net * * * Oysters Standards [or "Extra Selects"]."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), (1 shipment, standards and extra selects) water had been added to the oysters and mixed and packed with them so as to increase their bulk and weight and reduce their quality.

Misbranding, Section 403 (g) (1), (1 shipment, standards and extra selects) the oysters fell below the definition and standard of identity for