17668. Adulteration of oysters. U. S. v. Conrad R. Becker (Lakewood Market). Plea of not guilty. Tried before a jury. Jury discharged after failure to reach verdict. Subsequent plea of nolo contendere. Fine, $200. (F. D. C. No. 30601. Sample Nos. 94911–K to 94913–K, incl.)

INFORMATION FILED: June 11, 1951, District of Colorado, against Conrad R. Becker, trading as the Lakewood Market.

ALLEGED SHIPMENT: On or about November 6, 1950, from the State of New Jersey into the State of Colorado.

ALLEGED VIOLATION: On or about November 10, 1950, while the product was held for sale after shipment in interstate commerce, the defendant caused a quantity of water to be added to the oysters, which act resulted in the oysters becoming adulterated.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a substance, water, had been substituted in part for oysters; and, Section 402 (b) (4), water had been added to the product and mixed with it so as to increase its bulk and reduce its quality.

DISPOSITION: On September 18, 1951, a plea of not guilty having been entered, the case was tried before a jury, but the jury failed to agree as to a verdict. On November 21, 1951, a plea of nolo contendere having been entered, the court fined the defendant $200.

17669. Adulteration of oysters. U. S. v. Food Center of St. Louis, Inc. Plea of nolo contendere. Fine, $500. (F. D. C. No. 30608. Sample No. 31454–L.)

INFORMATION FILED: July 13, 1951, Eastern District of Missouri, against Food Center of St. Louis, Inc., Pine Lawn, Mo.

ALLEGED SHIPMENT: On or about December 16, 1950, from the State of New York into the State of Missouri.

ALLEGED VIOLATION: Between the approximate dates of December 28, 1950, and January 9, 1951. while the product was held for sale after shipment in interstate commerce, the defendant caused a quantity of water to be added to the oysters, which act resulted in the oysters becoming adulterated.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a substance, water, had been substituted in part for oysters; and, Section 402 (b) (4), water had been added to the product and mixed with it so as to increase its bulk and reduce its quality.

DISPOSITION: September 26, 1951. A plea of nolo contendere having been entered, the court imposed a fine of $500.

17670. Adulteration and misbranding of frozen breaded shrimp. U. S. v. 615 Cases * * *. (F. D. C. No. 31062. Sample No. 17756–L.)

LIBEL FILED: April 20, 1951, Southern District of California.

ALLEGED SHIPMENT: On or about March 5, 1951, by the McKown-Liston Packing Co., from Nogales, Ariz.

PRODUCT: 615 cases, each containing 24 packages, of frozen breaded shrimp at Los Angeles, Calif.

LABEL, IN PART: (Package) "Net Weight 12 ounces Liston Shrimp Dinner Quick Frozen."

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 insect-infested corn meal.