

## CHEESE

18517. Adulteration of cheese. U. S. v. Ponte Cheese Co., a partnership, and Luca E. Pontecorvo, a partner. Pleas of guilty. Partnership fined \$200 and individual defendant \$50, plus costs. (F. D. C. No. 31574. Sample Nos. 9599-L, 9600-L.)

INFORMATION FILED: February 4, 1952, Northern District of Indiana, against the Ponte Cheese Co., and Luca E. Pontecorvo, a partner.

ALLEGED SHIPMENT: On or about October 12, 1951, from the State of Indiana into the State of Illinois.

NATURE OF CHARGE: Adulteration, Section 402 (a) (4), the product had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 18, 1952. Pleas of guilty having been entered, the partnership was fined \$200 and the individual defendant was fined \$50, plus costs.

## FISH AND SHELLFISH

18518. Adulteration of frozen H. & G. whiting. U. S. v. 192 Cartons \* \* \*. (F. D. C. No. 31851. Sample No. 10009-L.)

LABEL FILED: September 28, 1951, Western District of Michigan; amended October 6, 1951.

ALLEGED SHIPMENT: On or about September 8, 1951, by Griffin's Associated Fisheries, from Provincetown, Mass.

PRODUCT: 192 cartons, each containing 10 pounds, of frozen H. & G. whiting at Menominee, Mich.

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

DISPOSITION: April 8, 1952. Default decree of condemnation. The court ordered that the product be delivered to a public institution, for use as fertilizer.

18519. Adulteration and misbranding of oysters. U. S. v. 42 Cans, etc. (and 4 other seizure actions). (F. D. C. Nos. 31989, 31991 to 31994, incl. Sample Nos. 4188-L to 4190-L, incl., 4192-L, 4193-L, 4198-L to 4201-L, incl.)

LABELS FILED: November 6 and 7, 1951, Southern District of Ohio.

ALLEGED SHIPMENT: On or about October 30 and 31, 1951, by J. S. Darling & Son, from Hampton, Va.

PRODUCT: 252 pint cans of oysters selects and 720 pint cans of oysters standards, in various lots, at Springfield, Newark, Zanesville, and Columbus, Ohio.

LABEL, IN PART: (Cans) "Oysters Standards [or "Selects"] Darling's Chesapeake Bay Salt Water Oysters Contents 1 Pint."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), water had been substituted in part for oysters; and Section 402 (b) (4), water had been added to the oysters and mixed and packed with them so as to increase their bulk or weight and reduce their quality.

Misbranding, Section 403 (g) (1), the oysters failed to conform to the definitions and standards of identity for oysters standards and oysters selects since in their preparation, the total time of contact with water or salt water after leaving the shucker was more than 30 minutes, the maximum time