MEAT AND POULTRY

19038. Misbranding of horse meat. U. S. v. 113 Cartons, etc. (F. D. C. No. 33039. Sample Nos. 48403–L, 48404–L.)

LIBEL FILED: April 11, 1952, Southern District of Iowa.

ALLEGED SHIPMENT: On or about October 4, 1951, and January 3, 1952, by the Tri-City Dog Food Co., from Coal Valley, Ill.

PRODUCT: Horse meat. 113 1-pound cartons and 8 20-pound cartons at Muscatine, Iowa.

LABEL, IN PART: (Portion of cartons) "Inspd. Horsemeat Net Weight When Wrapped 1 Lb."

NATURE OF CHARGE: Misbranding, Sections 403 (e) (1) and (2), the cartons failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and (unlabeled cartons) an accurate statement of the quantity of the contents; Section 403 (i) (1), the label on some of the cartons failed to bear the common or usual name of the food; and, Section 403 (a), the statement "Inspd. Horsemeat" on a number of the cartons was false and misleading since the product was not Government inspected. (Examination disclosed that the 1-pound cartons were short-weight.)

DISPOSITION: May 20, 1952. Default decree of condemnation and destruction.

19039. Adulteration of frozen poultry. U. S. v. 65 Boxes, etc. (F. D. C. No. 33033. Sample No. 9354–L.)

LIBEL FILED: April 15, 1952, Northern District of Illinois.

ALLEGED SHIPMENT: On or about March 24, 1952, by the Henricks Poultry Co., from New Albany, Ind.

PRODUCT: 65 boxes and 1 bushel basket of frozen poultry at Chicago, Ill.

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

DISPOSITION: April 29, 1952. The shipper having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration. 578 pounds were salvaged and 1,773 pounds destroyed.

19040. Adulteration of dressed poultry. U. S. v. 14 Crates * * *. (F. D. C. No. 32994. Sample No. 6406–L.)

LIBEL FILED: March 28, 1952, District of Massachusetts.

ALLEGED SHIPMENT: On or about March 6, 1952, from Kingston, N. H.

PRODUCT: 14 60-pound crates of dressed poultry at Boston, Mass.

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 decomposed birds. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 5, 1952. Default decree of condemnation and destruction.