

ALLEGED SHIPMENT: On or about September 29, 1953, by the J. V. J. Sales Co., from Brownsville, Tex.

PRODUCT: 228 cartons, each containing 10 packages, of frozen shrimp at Pittsburgh, Pa.

LABEL, IN PART: (Package) "Five Pounds Net Weight J. V. J. Brand Frozen Fresh Shrimp."

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

DISPOSITION: December 21, 1953. The J. V. J. Sales Co., 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 segregation of the unfit portion under the supervision of the Food and Drug Administration. 180 pounds were found unfit and were destroyed.

21279. Adulteration of frozen breaded shrimp. U. S. v. 1,397 Cases * * *.
(F. D. C. No. 35977. Sample No. 64878-L.)

LIBEL FILED: November 20, 1953, District of Minnesota.

ALLEGED SHIPMENT: On or about October 26, 1953, by Pan-American Foods, from Brownsville, Tex.

PRODUCT: 1,397 cases, each containing 12 packages, of frozen breaded shrimp at Minneapolis, Minn.

RESULTS OF INVESTIGATION: Investigation of the Booth Fisheries Corp., Brownsville, Tex., showed that insanitary conditions existed which would result in contamination of the article manufactured.

LABEL, IN PART: (Package) "Famous Booth Foods Quick Frozen Ready To Fry Breaded Shrimp Net Wt. 10 Oz."

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 rodent excreta, rodent hairs, and insect parts; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 23, 1954. The Booth Fisheries Corp., claimant, having consented to the entry of a decree, but without admitting the shipment of the product in violation of the law, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion under the supervision of the Department of Health, Education, and Welfare. 573 cases of the product were found to be unfit and were destroyed.

21280. Adulteration of frozen breaded shrimp. U. S. v. 73 Cartons * * *.
(F. D. C. No. 35978. Sample No. 70873-L.)

LIBEL FILED: November 19, 1953, Southern District of Indiana.

ALLEGED SHIPMENT: On or about October 23, 1953, by the Booth Fisheries Corp., from Brownsville, Tex.

PRODUCT: 73 cartons, each containing 12 packages, of frozen breaded shrimp at Indianapolis, Ind.

LABEL, IN PART: (Package) "Famous Booth Foods Quick Frozen Ready To Fry Breaded Shrimp Net Weight 2½ Lbs."

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 insects, insect parts, and rodent hairs; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 4, 1954. The Booth Fisheries Corp., claimant, having filed an answer admitting the facts alleged in the libel, judgment of forfeiture was entered and the court ordered that the product be destroyed

FRUITS AND VEGETABLES

CANNED FRUIT

21281. Adulteration of canned sliced papaya. U. S. v. 24 Cases * * *. (F. D. C. No. 36339. Sample No. 42166-L.)

LIBEL FILED: March 10, 1954, Northern District of California,

ALLEGED SHIPMENT: On or about January 28, 1954, by the Hawaiian Sun Products, from Honolulu, T. H.

PRODUCT: 24 cases, each containing 12 jars, of sliced papaya at San Francisco, Calif.

LABEL, IN PART: (Jar) "Granucci's Gold Label Sliced Papaya In Heavy Syrup * * * Net Wt. 1 Lb."

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

DISPOSITION: April 15, 1954. Default decree of condemnation and destruction.

21282. Misbranding of canned pears. U. S. v. 70 Cases * * *. (F. D. C. No. 36173. Sample No. 84611-L.)

LIBEL FILED: December 10, 1953, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 26, 1953, by Jay Lo Foods, from New York, N. Y.

PRODUCT: 70 cases, each containing 24 cans, of pears at Philadelphia, Pa.

LABEL, IN PART: (Can) "Halves Nor-Mont Bartlett Pears Net Weight 1 Lb. * * * W. A. Bauer Co. Distributors Norristown, Pa. Heavy Syrup," "Shamrock Brand In Heavy Syrup Bartlett Pears Contents 1 Lb.," or "Golf Club Brand Bartlett Pears * * * Fancy In Heavy Syrup Contents 1 Pound."

NATURE OF CHARGE: Article labeled, in part, "Nor-Mont Bartlett Pears." Misbranding, Section 403 (a), the label statement "W. A. Bauer Co. Distributors Norristown, Pa." was false and misleading since the article was not distributed by that firm; Section 403 (g) (2), the label of the article failed to bear, as required by the definition and standard of identity for canned pears, the name of the optional packing medium present in the article, namely, light sirup; and, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned pears since the article was in containers of 10 or more units and more than 10 percent of the units were broken, and the label failed to bear a statement that the article fell below such standard.

Article labeled, in part, "Golf Club Brand" and "Shamrock Brand." Misbranding, Section 403 (g) (2), the label of the article failed to bear, as required