

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 eggs.

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

FISH AND SHELLFISH

21419. Adulteration and misbranding of fish fillets and fish sticks. U. S. v. 76 Cases, etc. (F. D. C. No. 36451. Sample Nos. 59868-L to 59871-L, incl.)

LIBEL FILED: March 16, 1954, Western District of North Carolina.

ALLEGED SHIPMENT: On or about November 9 and December 15, 1953, and January 11, 23, and 27, and February 8, 1954, by the Sea Pak Corp., from St. Simons Island, Ga.

PRODUCT: 76 cases, each containing 7 boxes, and 49 cases, each containing 24 packages, of fish sticks, and 101 cases, each containing 24 packages, and 51 cases, each containing 6 boxes, of fish fillets at Charlotte, N. C.

Examination showed that the product in the 49-case lot was a mixture of cod and haddock and that the product in the other lots was haddock.

LABEL, IN PART: (Box) "Uni-Serv Breaded Ocean White Fish Sticks Sea Pak 78 tasty 1 oz. fish sticks Ready to cook"; (package) "Breaded Ocean White Fish * * * 12 tasty fish sticks * * * Sea Pak * * * Net Wt. 12 Ozs." and "Breaded Ocean White Fish Skinless—Boned 3 individual fillets * * * Sea Pak * * * Net Wt. 12 Ozs."; (box) "Uni-Serv Breaded Ocean White Fish Sea Pak * * * 20 individual 4 oz. fillets Ready to cook."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), haddock and cod had been substituted for ocean whitefish, which the articles were represented to be.

Misbranding, Section 403 (a), the label statement "Ocean White Fish" was false and misleading as applied to fish which was haddock or a mixture of cod and haddock.

DISPOSITION: April 8, 1954. The Sea Pak Corp., claimant, having consented to the entry of a decree, judgment was entered providing for the release of the product under bond for relabeling in accordance with the law.

21420. Adulteration of canned anchovies. U. S. v. 69 Cases * * *. (F. D. C. No. 36434. Sample No. 52787-L.)

LIBEL FILED: March 9, 1954, Southern District of New York.

ALLEGED SHIPMENT: From a foreign country, prior to January 1, 1954.

PRODUCT: 69 cases of anchovies at New York, N. Y. Some of the cases contained 100 cans of the product and other cases contained varying numbers of cans.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: March 30, 1954. Default decree of condemnation and destruction.

21421. Adulteration of frozen red snappers. U. S. v. 3 Cartons * * *. (F. D. C. No. 36504. Sample No. 50185-L.)

LIBEL FILED: April 14, 1954, District of New Jersey.

ALLEGED SHIPMENT: On or about December 1, 1953, from New York, N. Y.