

**22320. Min-Vita Pre-Mix for poultry.** (F. D. C. No. 35610. S. No. 89-516 L.)

INFORMATION FILED: 3-4-55, Dist. Minn., against McConnon & Co., a corporation, Winona, Minn.

SHIPPED: 7-6-54, from Minnesota to Iowa.

LABEL IN PART: (Bag) "50 Pounds Net Wt. When Packed McConnon Double Concentrated Min-Vita Pre-Mix For Poultry Guaranteed Analysis Niacin 320 mg. per pound."

CHARGE: 402 (b) (1)—a valuable constituent, niacin, had been in part omitted from the product when shipped.

PLEA: Guilty.

DISPOSITION: 5-17-55. \$100 fine.

**22321. Cottonseed meal.** (F. D. C. No. 35832. S. No. 32-849 L.)

INFORMATION FILED: 5-29-54, W. Dist. Tex., against Swift & Co., a corporation, Waco, Tex.

SHIPPED: 10-4-53, from Texas to Kansas.

LABEL IN PART: (Bag) "Swift's 41% Protein Cottonseed Meal."

CHARGE: 403 (a)—the label statement "Guaranteed Analysis Crude Protein not less than 41.00 Per Cent" was false and misleading since the article contained less than 41.00 percent protein when shipped.

PLEA: Guilty.

DISPOSITION: 11-10-54. \$100 fine.

**22322. Cottonseed meal.** (F. D. C. No. 36986. S. No. 742 L.)

QUANTITY: 79 bags at Wichita, Kans.

SHIPPED: 7-21-54, from Lubbock, Tex., by Plains Cooperative Oil Mill.

LABEL IN PART: (Bag) "100 Pounds (Net) Plainsman Brand 41% Protein Solvent Extracted Cottonseed Meal."

RESULTS OF INVESTIGATION: An examination revealed that the article was short weight.

LIBELED: 10-18-54, Dist. Kans.

CHARGE: 403 (e) (2)—the label of the article failed to bear an accurate statement of the quantity of contents when shipped.

DISPOSITION: 6-22-55. Consent—claimed by Wichita Union Stock Yards Co., Wichita, Kans. Cottonseed meal was added to each bag to correct the shortage in weight.

## FISH AND SHELLFISH

**22323. Frozen catfish fillets.** (F. D. C. No. 36248. S. No. 66-323 L.)

QUANTITY: 243 cases, 10 5-lb. cartons each, at Green Bay, Wis.

SHIPPED: 6-29-53, from New York, N. Y., by Fillets, Inc.

LABEL IN PART: (Carton) "Snow Man Brand Ocean Catfish Fillets Fresh Frozen Ready To Cook."

LIBELED: 12-14-53, E. Dist. Wis.

CHARGE: 402 (a) (3)—contained decomposed fish when shipped.

DISPOSITION: Fisher Bros. Fisheries, Inc., Green Bay, Wis., claimant, filed an answer denying that the article was adulterated as alleged. Thereafter, the Government and the claimant served interrogatories upon each other which were answered. Subsequently, the claimant withdraw his answer, and, on 9-21-55, the court entered a decree, condemning the article and ordering its destruction.

22324. Oysters. (F. D. C. No. 37540. S. No. 2-399 M.)

QUANTITY: 69 1-pt. cans at Washington, D. C.

SHIPPED: 12-15-54, from Rock Point, Md., by Stephen N. Norris.

LABEL IN PART: (Can) "Oysters DTST Selects Delicious Oysters \* \* \* Md 106."

LIBELED: 12-17-54, Dist. Columbia.

CHARGE: 402 (b) (2)—water had been substituted in part for oysters; and, 402 (b) (4)—water had been added to the product, when shipped.

DISPOSITION: 12-28-54. The shipper having authorized that the product be given to charity, a decree of condemnation was entered and the product was delivered to a charitable institution.

22325. Oysters. (F. D. C. No. 37494. S. No. 2-381 M.)

QUANTITY: 171 1-pt. cans at Washington, D. C.

SHIPPED: 11-23-54, from Rock Point, Md., by Stephen N. Norris.

LABEL IN PART: (Can) "Oysters Standards Delicious Oysters \* \* \* Md. 106."

LIBELED: 11-24-54, Dist. Columbia.

CHARGE: 402 (b) (2)—water had been substituted in part for oysters; and, 402 (b) (4)—water had been added to the product, when shipped.

DISPOSITION: 12-1-54. The shipper having authorized that the product be given to charity, a decree of condemnation was entered and the product was delivered to a charitable institution.

22326. Oysters. (F. D. C. No. 37277. S. No. 3-948 L.)

QUANTITY: 464 1-pt. cans at Harlan, Ky.

SHIPPED: 9-27-54, from Oxford, Md., by Oxford Packing Co., Inc.

LIBELED: 10-1-54, E. Dist. Ky.

CHARGE: 402 (b) (2)—water had been substituted in part for oysters; and, 402 (b) (4)—water had been added to the product, when shipped.

DISPOSITION: 5-6-55. Consent—destruction.

22327. Oysters. (F. D. C. No. 37487. S. No. 2-678 M.)

QUANTITY: 100 12-oz. cans at Altoona, Pa.

SHIPPED: 12-20-54, from Baltimore, Md., by Seacoast Oyster Co., Inc.