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

DISPOSITION: 11–9–55. Consent—claimed by Sheboygan Produce Co. Segregated, 136 30-lb. cans destroyed.

22778. Frozen eggs. (F. D. C. No. 38463. S. No. 29–876 M.)

QUANTITY: 800 30-lb. cans at Brooklyn, N. Y.

SHIPPED: 9–2–55, from Kansas City, Mo., by Pollman Egg Co.

LIBELED: 9–27–55, E. Dist. N. Y.

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

DISPOSITION: 10–10–55. Consent—claimed by Manhattan Egg Co., New York, N. Y. Segregated, 187 cans denatured.

22779. Frozen eggs. (F. D. C. No. 38457. S. No. 29–358 M.)

QUANTITY: 719 30-lb. cans at Brooklyn, N. Y.

SHIPPED: 9–7–55, from Nashville, Tenn., by National Egg Co.

LIBELED: 9–27–55, E. Dist. N. Y.

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

DISPOSITION: 10–11–55. Consent—claimed by Glasgow Food Corp., New York, N. Y. Segregated, 244 cans denatured.

22780. Frozen eggs. (F. D. C. No. 38263. S. No. 29–842 M.)

QUANTITY: 184 30-lb. cans at Englewood, N. J.

SHIPPED: Between 6–6–55 and 7–14–55, quantities of shell eggs were shipped from New York and Brooklyn, N. Y., Ephrata, Pa., and points in New Jersey, to Englewood, N. J.

RESULTS OF INVESTIGATION: 184 30-lb. cans of frozen eggs were prepared from the above-mentioned shell eggs, of which approximately 74 percent were received from New York and Pennsylvania.

LIBELED: 8–1–55, Dist. N. J.

CHARGE: 402 (a) (3)—contained decomposed eggs while held for sale.

DISPOSITION: 10–10–55. Default—destruction.

FEEDS AND GRAINS

22781. Canned dog food. (F. D. C. No. 31294. S. Nos. 66–960 K, 66–963 K.)

INFORMATION FILED: 9–25–52, E. Dist. N. Y., against Flag Pet Food Corp., Brooklyn, N. Y.

SHIPPED: 9–1–50 and 9–26–50, from New York to Maryland.

LABEL IN PART: (Can) "Guaranteed Analysis Min. crude protein . . . . 10.00% Min. crude fat . . . . 2.00% Flag Pet Food Corp. New York, N. Y."

CHARGE: 402 (b) (1)—valuable constituents, protein and fat, had been in part omitted from the article when shipped; and 403 (a)—the label statements "Min. crude protein . . . . 10.00%" and "Min. crude fat . . . . 2.00%" were false and misleading.

PLEA: Not guilty.

DISPOSITION: The defendent filed a motion for a bill of particulars, which the court, on 12–8–52, granted in part. Thereafter, the defendant filed a motion to dismiss counts 3 and 4, which was denied by the court on 10–26–53. Thereafter, the defendant changed his plea to guilty; and, on 11–15–55, he was fined $400.