DISPOSITION: T. W. Holt & Co. appeared as claimant and filed an answer denying that the article was adulterated. On 7-28-55, the case came on for trial before the court without a jury and at its conclusion, the court returned a verdict for the Government. On 8-3-55, the court entered a decree of condemnation and ordered that the product be destroyed.

24976. Frozen whiting. (F.D.C. No. 41673. S. No. 27-812 P.)

QUANTITY: 39 cases, 5 10-lb. boxes each, at Dallas, Tex.

SHIPPED: 10-29-57, from Chicago, Ill., by Booth Fisheries Corp.

LABEL IN PART: (Box) "BB & W Quick Frozen HD Whiting—Packed by Baker, Boies & Watson, * * * Boston."

LIBELED: 5-5-58, N. Dist. Tex.

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

DISPOSITION: 6-9-58. Default—consumption by animals.

24977. Canned tuna. (F.D.C. No. 41541. S. No. 6-836 P.)

QUANTITY: 16 cases, 100 3½-oz. cans each, at Adams, Mass.

SHIPPED: Prior to 1954, from Terminal Island, Calif.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing chemical decomposition.

LIBELED: 5-1-58, Dist. Mass.

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

DISPOSITION: 6-9-58. Default—destruction.

24978. Frozen haddock fillets (2 seizure actions). (F.D.C. Nos. 41561, 41572. S. Nos. 6-751/4 P.)

QUANTITY: 39 cases, 5 10-lb. ctns. each, 33 cases, 10 5-lb. ctns. each, and 184 5-lb. ctns., at Boston, Mass.

SHIPPED: The fillets were from fish caught in the Atlantic Ocean by the fishing vessels "Red Jacket" and "Flying Cloud" and unloaded at Boston, Mass., on 4-29-58.

LABEL IN PART: (Ctn.) "Taste O'Sea * * * Haddock Fillets Dist. by O'Donnell-Usen Fisheries Corp., Fish Pier, Boston, Mass."; (wrapper) "Taste O'Sea Quick Frozen Haddock * * * To Be Weighed When Sold" or "Taste O'Sea Quick Frozen Haddock * * * O'Donnell-Usen Fisheries Corp. Fish Pier Boston To Be Weighed When Sold."

LIBELED: 5-14-58 and 5-23-58, Dist. Mass.

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

DISPOSITION: 6-10-58. Consent—claimed by Columbia Seafood, Inc., Boston, Mass. Segregated; 235 lbs. destroyed.

24979. Frozen haddock fillets. (F.D.C. No. 41552. S. No. 6-745 P.)

QUANTITY: 9 cases, 10 5-lb. ctns. each, at Boston, Mass.

SHIPPED: The fillets were from fish caught by the fishing vessels "Comet" and "Phantom" in the Atlantic Ocean outside the limits of Massachusetts, on or about 4-22-58.

LABEL IN PART: (Ctn.) "North Atlantic Quick Frozen Fillets"; (case) "North Atlantic Skless Haddock Fillets."

LIBELED: 5-8-58, Dist. Mass.