

## FEEDS AND GRAINS

**25590. Alfalfa meal.** (F.D.C. No. 42156. S. Nos. 17-551/3 M, 63-428 M, 72-039/41 M, 422 P, 11-381 P.)

**INFORMATION FILED:** 9-26-58, N. Dist. Ohio, against Toledo Alfalfa Mills, a partnership, East Toledo, Ohio, Cummings Schooler Co., a partnership, Toledo, Ohio, and Rolland Turnow, partner in Toledo Alfalfa Mills.

**SHIPPED:** Between 7-8-57 and 1-7-58, nine shipments from Ohio to Maryland and Indiana.

**LABEL IN PART:** (Bag) "VIT-A-GREEN Supreme 17/27 Leafy Irish Brand Pure Dehydrated Alfalfa Meal \* \* \* 50 Lbs. Net Analysis Crude Protein, not less than 17.00% Crude Fat, not less than 1.75% Crude Fiber, not more than 27.00%"; or "VIT-A-GREEN Supreme 17/27 Leafy Irish Brand 1% Animal Fat Added \* \* \* Analysis Crude Protein, not less than 17.00% Crude Fat, not less than 1.75% Crude Fiber, not more than 27.00% 50 Lbs."; or "17/27 \* \* \* Alfalfa Meal Shamrock Brand 50 Lbs. Net. Analysis Crude Protein, not less than 17.00% Crude Fat, not less than 1.75% Crude Fibre, not more than 27.00%"; or "Shamrock Brand Blended Dehydrated and Sun-cured Alfalfa Meal 1% Animal Fat Added \* \* \* Analysis Crude Protein, not less than — 17.00% Crude Fat, not less than — 1.75% Crude Fibre, not more than — 27.00% 50 Lbs. Net. Alfalfa Meal"; or "Vit-A-Green Supreme 17/27 Leafy Irish Brand Dehydrated Alfalfa Meal 1% Animal Fat."

**CHARGE:** 402(a) (2)—the article, when shipped, contained an added deleterious substance, mineral oil, which is unsafe within the meaning of 406(a) since it is a substance not required in the production of alfalfa meal and can be avoided by good manufacturing practices; 402(b) (1)—a valuable constituent of the article, namely, protein, had been in part omitted from some shipments; and 402(b) (4)—fibre had been added to some shipments of the article and mixed and packed therewith so as to increase its bulk and weight and reduce its quality.

**PLEA:** Toledo Alfalfa Mills and Rolland Turnow—guilty to all 9 counts of the information; Cummings Schooler Co.—nolo contendere to the 4 counts in which it was joined as a defendant.

**DISPOSITION:** 10-17-58. Toledo Alfalfa Mills—\$1,800 fine; Cummings Schooler Co.—\$500 fine on 4 counts; and Rolland Turnow—sentence deferred and placed on probation for 3 years.

**25591. Ground grain screenings.** (F.D.C. No. 41987. S. No. 46 P.)

**QUANTITY:** 240 unlabeled 100-lb. bags at Somerset, Ky.

**SHIPPED:** 6-30-58, from Kansas City, Mo., by Earl A. Hogan Co.

**RESULTS OF INVESTIGATION:** The article was invoiced as "ground grain screenings." Examination showed that the article consisted of ground fibrous plant material (chaff with some stem), with some starch grains but no kernels.

**LIBELED:** 8-18-58, E. Dist. Ky.

**CHARGE:** 402(b) (2)—when shipped, a mixture of ground plant material, chaff and stems, and some starch grains had been substituted in part for grain screenings; 403(e) (1)—the label of the article failed to bear the name and place of business of the manufacturer, packer, or distributor; 403(e) (2)—the label of the article failed to bear an accurate statement of the quantity of contents; 403(i)—the article failed to bear a label containing the common or usual name of the article, and a designation of ingredients.

DISPOSITION: 10-9-58. Consent—claimed by Earl A. Hogan Co. and labeled in accordance with the law.

### EGGS

25592. Frozen eggs. (F.D.C. No. 42557. S. No. 32-196 P.)

QUANTITY: 100 cans at Brooklyn, N.Y.

SHIPPED: 9-11-58, from Nashville, Tenn., by Modern Egg Products, Inc.

LABEL IN PART: "Vita-Bake 30 Lbs. Net Weight Contents: Whole Eggs, Egg Yolks, Sugar and Salt."

LIBELED: 12-12-58, E. Dist. N.Y.

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

DISPOSITION: 3-19-59. Default—destruction.

25593. Shell eggs. (F.D.C. No. 42604. S. No. 40-567 P.)

QUANTITY: 28 cases, 30-doz. shell eggs each, at San Francisco, Calif.

SHIPPED: 12-12-58, from Seattle, Wash., by Washington Co-op Farmers Association.

LIBELED: 1-9-59, N. Dist. Calif.

CHARGE: 402(a)(3)—contained a decomposed substance, and eggs containing blood when shipped.

DISPOSITION: 2-3-59. Default—destruction.

25594. Frozen eggs. (F.D.C. No. 42545. S. No. 32-718 P.)

QUANTITY: 400 cans at Brooklyn, N.Y.

SHIPPED: 9-15-58, from Bridgewater, Va., by Bridgewater Produce Corp.

LABEL IN PART: "Frozen Whole Eggs 30# Net Packed by Bridgewater Produce Bridgewater, Va."

LIBELED: 12-15-58, E. Dist. N.Y.

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

DISPOSITION: 12-23-58. Consent—claimed by Bridgewater Produce Corp. Segregated; 40 cans destroyed.

### FISH AND SHELLFISH\*

25595. Fresh whitefish. (F.D.C. No. 42082. S. No. 11-717 P.)

QUANTITY: 12 boxes, 600-lb. total, at Detroit, Mich.

SHIPPED: 7-29-58, from Winnipeg, Canada, by Keystone Fisheries, Ltd.

LABEL IN PART: "DSD. Medium Whites South Indian Lake, Man. Keystone Fisheries Ltd. Winnipeg Product of Canada."

LIBELED: 8-12-58, E. Dist. Mich.

CHARGE: 402(a)(3)—contained parasitic cysts when shipped.

DISPOSITION: 1-28-59. Consent—claimed by Standard Fish Distributors, Detroit, Mich., and released under bond for export to Canada.

25596. Frozen red snappers (fish). (F.D.C. No. 42278. S. No. 32-709 P.)

QUANTITY: 6 ctns., 655-lb. total, at Monmouth Beach, N.J.

SHIPPED: 6-6-58, from New York, N.Y., by Jos. M. Carter, Inc.

\*See also No. 25613.