

**DISPOSITION:** November 29, 1950. Default decree of condemnation and destruction.

**17023. Adulteration of frozen whiting. U. S. v. 489 Cases \* \* \*. (F. D. C. No. 30136. Sample No. 55068-K.)**

**LIBEL FILED:** November 14, 1950, Northern District of Alabama.

**ALLEGED SHIPMENT:** On or about July 22, 1950, by Stamm Schulman, from Provincetown, Mass.

**PRODUCT:** 489 cases, each containing 5 10-pound cartons, of frozen whiting at Birmingham, Ala.

**LABEL, IN PART:** "Pilgrim Brand Fresh Frozen H & G Whiting Packed By Seafood Packers, Inc. Provincetown, Mass."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed fish.

**DISPOSITION:** December 27, 1950. Default decree of condemnation and destruction.

**17024. Adulteration of frozen whiting. U. S. v. 64 Boxes \* \* \*. (F. D. C. No. 29928. Sample No. 70402-K.)**

**LIBEL FILED:** October 12, 1950, District of Kansas.

**ALLEGED SHIPMENT:** On or about August 1, 1950, by Fast Frozen Foods, from Chicago, Ill.

**PRODUCT:** 64 boxes, each containing 5 10-pound cartons, of frozen whiting at Dodge City, Kans.

**LABEL, IN PART:** "Pilgrim Brand Fresh Frozen H & G Whiting Packed By Seafood Packers, Inc., Provincetown, Mass."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a putrid substance.

**DISPOSITION:** January 3, 1951. Default decree of condemnation and destruction.

**17025. Adulteration and misbranding of fibered codfish. U. S. v. 46 Cartons \* \* \*. (F. D. C. No. 29857. Sample No. 91887-K.)**

**LIBEL FILED:** November 1, 1950, Eastern District of New York.

**ALLEGED SHIPMENT:** On or about October 11, 1950, by J. W. Beardsley's Sons, from Newark, N. J.

**PRODUCT:** 46 5-pound cartons of fibered codfish at Woodside, N. Y.

**LABEL, IN PART:** (Carton) "Matchless Fibered Codfish in Bulk."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing pieces of bone had been substituted in whole or in part for fibered codfish, which is expected to be free from bones.

Misbranding, Section 403 (a), the name "Fibered Codfish" was false and misleading as applied to a product in which a substantial amount of the bones remain.

**DISPOSITION:** December 18, 1950. Default decree of condemnation and destruction.

**17026. Adulteration of fish roe. U. S. v. 810 Pounds, etc. (F. D. C. No. 30292. Sample Nos. 91989-K, 91991-K, 91992-K.)**

**LIBEL FILED:** November 24, 1950, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 31 and November 4, 1950, by Ed Allie, from Sturgeon Bay, Wis.

**PRODUCT:** 810 pounds of colored fish roe, in 8 kegs, and 1,168 pounds of uncolored fish roe, in 20 kegs, at New York, N. Y.

**LABEL, IN PART:** (Portion) "Hand Packed Chub Roe."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of worms.

**DISPOSITION:** December 1, 1950. Default decree of condemnation and destruction.

**17027. Adulteration of fish roe. U. S. v. 420 Pounds \* \* \*. (F. D. C. No. 30289. Sample No. 91990-K.)**

**LIBEL FILED:** November 24, 1950, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 20, 1950, by John LeClair, from Two Rivers, Wis.

**PRODUCT:** 420 pounds of fish roe, in two unlabeled kegs at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of worms.

**DISPOSITION:** December 1, 1950. Default decree of condemnation and destruction.

**17028. Adulteration and misbranding of canned herring roe. U. S. v. 52 Cases \* \* \*. (F. D. C. No. 29861. Sample No. 66848-K.)**

**LIBEL FILED:** October 31, 1950, District of Maryland.

**ALLEGED SHIPMENT:** On or about August 22, 1950, by Cape King Fisheries, Inc., from New Bedford, Mass.

**PRODUCT:** 52 cases, each containing 24 15-ounce cans, of herring roe at Baltimore, Md.

**LABEL, IN PART:** (Can) "Cape King Herring Roe."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, herring roe, had been in whole or in part omitted; and, Section 402 (b) (2), whiting roe had been substituted in whole or in part for herring roe.

Misbranding, Section 403 (a), the label statement "Herring Roe" was false and misleading as applied to an article consisting of whiting roe.

**DISPOSITION:** December 1, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

**17029. Adulteration and misbranding of canned herring roe. U. S. v. 21 Cases \* \* \*. (F. D. C. No. 29954. Sample No. 66849-K.)**

**LIBEL FILED:** On or about November 2, 1950, Western District of Virginia.

**ALLEGED SHIPMENT:** September 14, 1950, by Cape King Fisheries, Inc., from Baltimore, Md.

**PRODUCT:** 21 cases, each containing 24 15-ounce cans, of herring roe at Winchester, Va.

**LABEL, IN PART:** "Cape King Herring Roe \* \* \* Cape King Fisheries Inc. New Bedford, Mass."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, herring roe, had been in whole or in part omitted; and, Section 402 (b) (2), whiting roe had been substituted in whole or in part for herring roe.