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

DISPOSITION: December 30, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

17030. Adulteration of oysters. U. S. v. 3 Barrels * * *. (F. D. C. No. 30221. Sample No. 40509–K.)

LIBEL FILED: December 18, 1950, Northern District of Ohio.

ALLEGED SHIPMENT: On or about December 14, 1950, by the Bivalve Oyster Packing Co., from Bivalve, Md.

PRODUCT: 3 barrels, each containing 120 pints, of oysters at Cleveland, Ohio.

LABEL, IN PART: "Oysters Standards."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), water had been substituted in whole or in part for oysters; and, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

DISPOSITION: January 24, 1951. Default decree of condemnation and destruction.

17031. Adulteration of oysters. U. S. v. 1 Barrel * * *. (F. D. C. No. 30217. Sample No. 67553–K.)

LIBEL FILED: December 15, 1950, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 13, 1950, by Z. Ward & Son, from Crisfield, Md.

PRODUCT: 1 barrel, containing 144 pint cans, of oysters at Greensburg, Pa.

LABEL, IN PART: "Delicious Salt Water Oysters Md 217 Oysters Standards."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), water had been substituted in whole or in part for oysters; and, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

DISPOSITION: January 9, 1951. Default decree of condemnation and destruction.

17032. Adulteration of oysters. U. S. v. 1 Barrel * * *. (F. D. C. No. 30216. Sample No. 66866–K.)

LIBEL FILED: December 15, 1950, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 13, 1950, by W. E. Riggin & Co., from Crisfield, Md.

PRODUCT: 1 barrel, containing 72 pint cans, of oysters at Butler, Pa.

LABEL, IN PART: "Rig-Co Brand Oysters Standards."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), water had been substituted in whole or in part for oysters; and, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

DISPOSITION: January 9, 1951. Default decree of condemnation and destruction.

17033. Adulteration of oysters. U. S. v. 344 Cans * * *. (F. D. C. No. 30225. Sample No. 66984–K.)

LIBEL FILED: December 20, 1950, Southern District of Ohio.

ALLEGED SHIPMENT: On or about December 16, 1950, by H. Allen Smith, Cheriton, Va.

PRODUCT: 344 pint cans of oysters at Mount Vernon, Ohio.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

DISPOSITION: February 19, 1951. Default decree of destruction.

17034. Misbranding of oysters. U. S. v. 2 Barrels * * *. (F. D. C. No. 30213. Sample No. 67554-K.)

LIBEL FILED: December 15, 1950, Southern District of Illinois.

ALLEGED SHIPMENT: On or about December 12, 1950, by the Milbourne Oyster Co., from Crisfield, Md.

PRODUCT: 2 barrels, each containing 160 pint cans, of oysters at Springfield, Ill.

LABEL, IN PART: "Oysters Standards 338 Contents 1 Pint Milbourne Delicious Salt Water Raw Oysters Md 203."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the containers failed to bear a label containing an accurate statement of the quantity of the contents. (The cans contained less than 1 pint, the declared volume.)

DISPOSITION: December 21, 1950. The Milbourne Oyster Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for repackaging and relabeling, under the supervision of the Food and Drug Administration.

The 303 pints of oysters which were seized were repacked in properly filled gallon cans and produced the equivalent of 286 pints.

17035. Adulteration of frozen shrimp. U. S. v. 14 Cases * * *. (F. D. C. No. 29973. Sample Nos. 75059-K, 75060-K.)

LIBEL FILED: November 1, 1950, District of Colorado.

ALLEGED SHIPMENT: On or about October 23, 1950, by Shapiro Fisheries, Inc., from Port Lavaca, Tex.

PRODUCT: 14 cases, each containing 10 5-pound cartons, of frozen shrimp at Denver, Colo.

LABEL, IN PART: "Shap Brand Shrimp Frozen Fresh."

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

DISPOSITION: December 5, 1950. Default decree of condemnation and destruction. On December 8, 1950, an amended decree was entered providing for the sale of the product for use as animal feed, the product to be prepared for such use under the supervision of the Food and Drug Administration.

17036. Adulteration of frozen shrimp. U. S. v. 10 Cases * * *. (F. D. C. No. 29955. Sample No. 70623-K.)

LIBEL FILED: October 27, 1950, Eastern District of Oklahoma.

ALLEGED SHIPMENT: On or about September 26, 1950, by the J. R. Clegg Shrimp Co., from Port Lavaca, Tex.

PRODUCT: 10 cases, each containing 10 5-pound cartons, of frozen shrimp at Muskogee, Okla.