

PRODUCT: A total of 750 100-pound bags of bone meal at Memphis, Tenn.

LABEL, IN PART: "Chapmans Feeding Special Odorless Steamed Bone Meal."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (1), the article contained an added poisonous or deleterious substance; fluorine, which might have rendered the product injurious to health; and, Section 402 (b) (2), a mixture of bone meal and earthy material, probably phosphate rock, had been substituted for bone meal, which the article was represented to be.

Misbranding, Section 403 (a), the name "Bone Meal" was false and misleading as applied to a mixture of bone meal and earthy material, probably phosphate rock; and, Section 403 (i) (2), the article was fabricated from two or more ingredients and the label failed to bear the common or usual name of each ingredient.

DISPOSITION: July 3, 1944. The Riverdale Products Co. having appeared as claimant and having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond for relabeling and conversion into fertilizer, under the supervision of the Food and Drug Administration.

6105. Misbranding of alfalfa meal. U. S. v. 155 Sacks of Alfalfa Meal. Judgment of condemnation. Product ordered released under bond to be relabeled. (F. D. C. No. 12176. Sample No. 27925-F.)

LIBEL FILED: April 12, 1944, Western District of Wisconsin.

ALLEGED SHIPMENT: On or about January 13, 1944, by the Tremaine Alfalfa Milling Co., Mesa, Ariz.

PRODUCT: 155 100-pound sacks of alfalfa meal at Blair, Wis.

LABEL, IN PART: (Tag) "Westsun Brand Alfalfa Meal."

VIOLATION CHARGED: Misbranding, Section 403 (a), the statement which appeared on the label, "Crude protein, not less than 17.0 per cent . . . crude fibre, not more than 27.0 per cent," was false and misleading, as applied to the article, which contained 12.92 percent protein and 30.48 percent crude fibre.

DISPOSITION: June 20, 1944. The Tremaine Alfalfa Milling Co. having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

FISH AND SHELLFISH

6106. Adulteration of frozen cod fillets. U. S. v. 410 Cartons of Frozen Cod Fillets. Default decree of condemnation and destruction. (F. D. C. No. 12274. Sample No. 52441-F.)

LIBEL FILED: April 28, 1944, District of Massachusetts.

ALLEGED SHIPMENT: On or about April 14, 1944, by House of Fillets, from New York, N. Y.

PRODUCT: 410 cartons, each containing 10 pounds, of frozen cod fillets, at New Bedford, Mass.

LABEL, IN PART: (Carton) "Superior Frozen Cod Fillets Packed by Superior Fillets, Inc. New Bedford, Massachusetts."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: June 5, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6107. Adulteration and misbranding of frozen eel pout fillets. U. S. v. 97 Boxes of Frozen Eel Pout Fillets. Default decree of condemnation and destruction. (F. D. C. No. 11960. Sample No. 65959-F.)

LIBEL FILED: March 7, 1944. Southern District of New York.

ALLEGED SHIPMENT: On or about January 20, 1944, by Blue Ribbon Fillets, Inc., Stonington, Conn.

PRODUCT: 97 boxes, each containing 20 pounds, of frozen eel pout fillets, at New York, N. Y.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of fish infested with parasites; and, Section 402 (a) (5), it was, in whole or in part, the product of diseased fish.

Misbranding, Section 403 (e) (1) (2), it was in package form and failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, or an accurate statement of the quantity of its contents; and, Section 403 (i) (1), its label failed to bear the common or usual name of the food.

DISPOSITION: June 2, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6108. Adulteration of frozen haddock fillets. U. S. v. 228 Cartons of Haddock Fillets. Default decree of condemnation. Product ordered sold for use as fertilizer. (F. D. C. No. 12460. Sample No. 72755-F.)

LABEL FILED: May 27, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about May 12, 1944, by the Commonwealth Ice and Cold Storage Co., from Boston, Mass.

PRODUCT: 228 cartons, each containing 2 5-pound packages, of haddock fillets at St. Louis, Mo.

LABEL, IN PART: "Frosted Haddock Tenderloins O'Donnell-Usen Fisheries Corp. Fish Pier, Boston, Mass."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: July 19, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold for use as fertilizer.

6109. Adulteration of canned sardines. U. S. v. 127 Cases of Canned Sardines. Default decree of condemnation and destruction. (F. D. C. No. 12130. Sample No. 956-F.)

LABEL FILED: April 5, 1944, Northern District of Illinois.

ALLEGED SHIPMENT: On or about October, 22, 1943, by the Coast Fishing Co., from Wilmington, Calif.

PRODUCT: 127 cases, each containing 48 15-ounce cans, of sardines at Chicago, Ill.

LABEL, IN PART: (Cans) "King Solomon Fancy California Sardines."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: October 9, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6110. Adulteration of crab meat. U. S. v. 1 Barrel of Crab Meat (and 1 additional seizure action involving crab meat). Default decree of condemnation. Product ordered delivered for the use of the National Zoological Park. (F. D. C. Nos. 12675, 12681. Sample Nos. 28876-F, 35090-F.)

LABELS FILED: June 12, 1944, District of Columbia.

ALLEGED SHIPMENT: On or about June 6 and 7, 1944, by the Gale Packing Co., from Palatka, Fla.

PRODUCT: 3 barrels containing a total of 197 1-pound cans of crab meat at Washington, D. C.

LABEL, IN PART: "Lake George Brand * * * De Luxe [or "Claw"] Crab Meat * * * Gale & Co., Palatka, Fla."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of *E. Coli.*, an organism which indicates pollution of fecal origin; and, Section 402 (a) (4), it had been prepared or packed under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: July 11, 1944. No claimant having appeared, judgments of condemnation were entered, and the product was ordered delivered for the use of the National Zoological Park.

6111. Adulteration of canned oysters. U. S. v. 327 Cases of Oysters. Consent decree of condemnation. Product ordered released under bond for segregation of the fit portion from the unfit portion. (F. D. C. No. 12378. Sample No. 82183-F.)

LABEL FILED: May 16, 1944, Southern District of New York.