

**LABEL, IN PART:** "California Natural Style Fancy Quality A&P Sardines," or "Fancy Quality A&P Fancy California Sardines in Tomato Sauce."

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

**DISPOSITION:** January 30, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8398. Adulteration of frozen smelt, turbot, and sole. U. S. v. 53 Cartons and 248 Cartons of Frozen Fish. Default decrees of condemnation and destruction.** (F. D. C. Nos. 15010, 15226. Sample Nos. 17803-H, 17806-H, 17809-H, 17810-H, 17813-H.)

**LIBELS FILED:** January 24 and February 15, 1945, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about November 10, 1943, by the Santa Cruz Processors, Inc., from Santa Cruz, Calif.

**PRODUCT:** 53 cartons, each containing 6 packages of about 7 pounds each, and 248 cartons, containing from 35 pounds to 42 pounds each, of frozen fish at Chicago, Ill.

**LABEL, IN PART:** "Smelt \* \* \* Pacific Fresh Frosted Fish & Poultry," "Turbot," "Single Smelt," or "Sole."

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

**DISPOSITION:** June 1, 1945. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

**8399. Adulteration of frozen tullibeas. U. S. v. Stoller Fisheries, Inc. Plea of guilty. Fine, \$500.** (F. D. C. No. 12598. Sample No. 40120-F.)

**INFORMATION FILED:** February 26, 1945, District of Minnesota, against the Stoller Fisheries, Inc., Spirit Lake, Iowa.

**ALLEGED SHIPMENT:** On or about March 23, 1944, from the State of Minnesota into the State of Iowa.

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of parasitic worms.

**DISPOSITION:** June 25, 1945. A plea of guilty having been entered on behalf of the defendant, a fine of \$500 was imposed.

**8400. Adulteration of canned tuna flakes. U. S. v. 21 Cases of Tuna Flakes. Default decree of condemnation and destruction.** (F. D. C. No. 14822. Sample Nos. 59951-F to 59954-F, incl.)

**LIBEL FILED:** On or about January 8, 1945, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about September 11, 1944, by the Franco Italian Packing Co., from Los Angeles, Calif.

**PRODUCT:** 21 cases, each containing 48 6-ounce cans, of tuna flakes at Chicago, Ill.

**LABEL IN PART:** "Franco Brand White Meat Tuna Flakes."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it might have become contaminated with filth.

**DISPOSITION:** March 13, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8401. Adulteration of frozen whiting. U. S. v. 638 Boxes and 28 Boxes of Frozen Whiting. Default decree of condemnation and destruction.** (F. D. C. No. 14970. Sample Nos. 96462-F, 96463-F, 96472-F, 96473-F.)

**LIBEL FILED:** On or about January 15, 1945, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about July 21, 1944, by the Slade Gorton Co., from Gloucester, Mass.

**PRODUCT:** 666 10-pound boxes of frozen whiting at Chicago, Ill.

**LABEL, IN PART:** "Fresh Butterfly Whiting Frozen Packed by North Shore Fillet Company \* \* \* Gloucester, Mass."

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

**DISPOSITION:** March 10, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.