

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of decomposed substances by reason of the presence of decomposed fish; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: May 19, 1949. Default decrees of condemnation and destruction.

14726. Adulteration and misbranding of canned clams. U. S. v. 10 Cases * * *.
(F. D. C. No. 26499. Sample No. 31493-K.)

LABEL FILED: February 1, 1949, Southern District of California.

ALLEGED SHIPMENT: On or about December 6, 1948, by Abt's Seafood Products, Inc., from New York, N. Y.

PRODUCT: 10 cases, each containing 24 jars, of clams at Los Angeles, Calif.

LABEL, IN PART: "Still's Fire Island Brand Clams in Juice Net Weight 12 Ozs. Drained Wt. 5 Ozs."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing added brine had been substituted in part for clams.

Misbranding, Section 403 (a), the label statement "Drained Wt. 5 Ozs." was false and misleading as applied to an article which had a drained weight of less than the stated amount; and, Section 403 (e) (2), the product was in package form, and it failed to bear a label containing an accurate statement of the quantity of the contents. (The jars contained less than 12 ounces net, the weight declared.)

DISPOSITION: March 16, 1949. Default decree of condemnation. The product was ordered delivered to a charitable institution.

14727. Adulteration of frozen shrimp. U. S. v. 431 Cases * * *. (F. D. C. No. 26470. Sample No. 42418-K.)

LABEL FILED: January 25, 1949, Northern District of Illinois.

ALLEGED SHIPMENT: On or about December 31, 1948, by Productos Congelados, from Nogales, Ariz.

PRODUCT: 431 cases, each containing 10 5-pound packages, of frozen shrimp at Chicago, Ill.

LABEL, IN PART: "Fresh Frozen Shrimp Packed By Nogales Freezing and Storage Co., Nogales, Arizona, Products of Mexico."

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 shrimp.

DISPOSITION: February 18, 1949. The Wilbur-Ellis Co., San Francisco, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation of the good from the bad, under the supervision of the Federal Security Agency. The unfit portion of the product was ordered denatured or converted into bait shrimp, under the supervision of the Federal Security Agency. The segregation operation resulted in the denaturing of 231 cartons for use as bait shrimp.