

the Food and Drug Administration. Salvage operations resulted in the release of 13,450 pounds of the product as good and the destruction of 9,210 pounds. The rejected portion was denatured.

17364. Adulteration and misbranding of canned mackerel. U. S. v. 24 Cases
* * *. (F. D. C. No. 30755. Sample No. 27903-L.)

LIBEL FILED: March 19, 1951, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about February 21, 1951, by the Harcourt, Greene Co., from San Francisco, Calif.

PRODUCT: 24 cases, each containing 48 15-ounce cans of mackerel at New Orleans, La.

LABEL, IN PART: (Can) "Progresso Brand Mackerel."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a different variety of fish, horse (jack) mackerel, had been substituted for mackerel.

Misbranding, Section 403 (a), the label designation "Mackerel" was false and misleading as applied to an article consisting of horse (jack) mackerel.

DISPOSITION: May 18, 1951. Default decree of condemnation and destruction.

17365. Adulteration of canned salmon. U. S. v. 42 Cases * * *. (F. D. C. No. 30664. Sample No. 17751-L.)

LIBEL FILED: February 20, 1951, Southern District of California.

ALLEGED SHIPMENT: On or about November 24, 1950, by the Dungeness Sales Co. (Dungeness Crab, Inc.), from Seattle, Wash.

PRODUCT: 42 cases, each containing 48 7½-ounce cans, of salmon at Santa Ana, Calif.

LABEL, IN PART: "West Haven Brand Salmon."

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

DISPOSITION: March 28, 1951. The Dungeness Sales Co. (Dungeness Crab, Inc.), 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, conditioned that it be disposed of in compliance with the law, under the supervision of the Food and Drug Administration. The unfit portion of the product, amounting to 1 case and 20 cans, was segregated and destroyed.

17366. Misbranding of canned sardines. U. S. v. 149 Cases * * *. (F. D. C. No. 30423. Sample No. 3853-L.)

LIBEL FILED: On or about February 6, 1951, District of Maryland.

ALLEGED SHIPMENT: On or about December 14, 1950, by the Richmond-Chase Co., from Oakland, Calif.

PRODUCT: 149 cases, each containing 48 cans, of sardines at Baltimore, Md.

LABEL, IN PART: (Can) "Sea Belle California Sardines Net Weight 15 Oz.
* * * Packed by Aeneas Sardine Products Co., Inc., Monterey, Calif."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Net Weight 15 Oz." was inaccurate. (Examination disclosed that the article was short of the declared weight.)