

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 fish.

DISPOSITION: October 17, 1951. Default decree of condemnation and destruction.

18019. Misbranding of canned tuna. U. S. v. 57 Cans * * * (and 2 other seizure actions). (F. D. C. Nos. 31775 to 31777, incl. Sample Nos. 3148-L to 3150-L, incl.)

LIBELS FILED: October 9, 1951, District of Columbia.

ALLEGED SHIPMENT: On or about August 9, 21, and 24, 1951, by Cape King Fisheries, Inc., from New Bedford, Mass.

PRODUCT: 57 cans and 17 cases, each case containing 48 cans, of tuna at Washington, D. C.

LABEL, IN PART: (Can) "Cape King light meat Tuna Contents 13 [or "12½"] Oz. Avd."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statements "Contents 13 Oz. Avd." and "Contents 12½ Oz. Avd." were inaccurate. (Examination showed that the product was short of the declared weight.)

DISPOSITION: November 15, 1951. Default decrees of condemnation. The court ordered that the product be delivered to a public institution for its use and not for sale.

18020. Adulteration of canned chopped clams. U. S. v. 497 Cases * * *. (F. D. C. No. 31504. Sample Nos. 29499-L, 29500-L.)

LIBEL FILED: September 4, 1951, Western District of Washington.

ALLEGED SHIPMENT: On or about July 16, 1951, by the Iwersen Canning Co., from Cape May, N. J.

PRODUCT: 497 cases, each containing 12 51-ounce cans, of chopped clams at Seattle, Wash.

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 clams.

DISPOSITION: September 19, 1951. The Iwersen Canning Co., Point Roberts, Wash., 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 segregation of the unfit portion, under the supervision of the Federal Security Agency. 7 cases of the product were found to be unfit and were destroyed.

18021. Adulteration of canned lobster meat. U. S. v. 276 Cans * * *. (F. D. C. No. 31746. Sample Nos. 23753-L, 36911-L.)

LIBEL FILED: October 1, 1951, District of Connecticut.

ALLEGED SHIPMENT: On or about July 16, 1951, from New York, N. Y.

PRODUCT: 276 14-ounce cans of lobster meat at New Haven, Conn.

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 de-