

LABEL IN PART: (Case) "Gloucester's Pride Choice Dressed Whiting 5-11 Lb. Pkgs. 50 Lbs. Net Packed Frozen & Guaranteed by Consolidated Fisheries Corp., Gloucester, Mass."; and (some ctns.) "H & G Whiting."

LIBELED: 8-27-58, N. Dist. Ga.

CHARGE: 403(a)—the statements "Choice Dressed Whiting" and "H & G Whiting" appearing on the labels of the article, when shipped, were false and misleading as applied to fish which were not headless, were only partly eviscerated, and were not of choice quality; 403(e)—a portion of the article failed to bear a label containing (1) the name and place of business of the manufacturer, packer, or distributor, and (2) an accurate statement of the quantity of contents; and 403(i)(1)—a portion of the article failed to bear a label containing the common or usual name of the article.

DISPOSITION: 9-25-58. Consolidated Fisheries, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for reprocessing.

On 2-16-59, it appeared to the court that the claimant had no intention of filing a bond or of completing the other requirements of the consent decree of condemnation. Therefore, an order was entered setting aside the consent decree and providing for the condemnation and destruction of the article.

25215. Frozen whitefish. (F.D.C. No. 42005. S. No. 13-373 P.)

QUANTITY: 8 50-lb. boxes at Chicago, Ill.

SHIPPED: 8-12-58, from Winnipeg, Canada, by Booth Fisheries, Ltd.

LABEL IN PART: "Large Whitefish * * * South Indian Lake 806 * * * Booth Fisheries, Ltd., Winnipeg, Canada."

LIBELED: 8-27-58, N. Dist. Ill.

CHARGE: 402(a)(3)—contained parasitic cysts when shipped.

DISPOSITION: 10-1-58. Default—destruction.

25216. Fresh whitefish. (F.D.C. No. 42004. S. Nos. 13-371/2 P.)

QUANTITY: 27 50-lb. boxes at Chicago, Ill.

SHIPPED: 8-12-58, from Winnipeg, Canada, by Keystone Fisheries, Ltd.

LABEL IN PART: "Med. [or 'Large'] Whitefish * * * South Indian Lake 809."

LIBELED: 8-27-58, N. Dist. Ill.

CHARGE: 402(a)(3)—contained parasitic cysts when shipped.

DISPOSITION: 10-17-58. Consent—claimed by Pick-Shapiro Fisheries, Inc. Chicago, Ill., and exported to Canada.

25217. Fresh whitefish. (F.D.C. No. 42085. S. No. 11-719 P.)

QUANTITY: 21 50-lb. boxes at Detroit, Mich.

SHIPPED: 8-2-58, from Winnipeg, Canada, by Booth Fisheries Canadian Co. Ltd.

LABEL IN PART: "Cedar Lake Man Booth Fisheries Winnipeg—Medium DSI Whites 4047."

LIBELED: 8-13-58, E. Dist. Mich.

CHARGE: 402(a)(3)—contained parasitic cysts when shipped.

DISPOSITION: 11-6-58. Default—destruction.