

## FEEDS AND GRAINS

**12307. Adulteration and misbranding of meat scraps. U. S. v. Great Lakes By-Products Co. Plea of guilty. Fine, \$200 and costs. (F. D. C. No. 22084. Sample No. 72335-H.)**

**INFORMATION FILED:** July 10, 1947, Northern District of Illinois, against the Great Lakes By-Products Co., a corporation, Chicago, Ill.

**ALLEGED SHIPMENT:** On or about September 27, 1946, from the State of Illinois into the State of Kansas.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, protein, had been in part omitted and abstracted from the article.

Misbranding, Section 403 (b), the article was offered for sale under the name of another food. It was invoiced as "50 percent meat scraps," i. e. meat scraps containing 50 percent of protein, but consisted of meat scraps containing less than 50 percent of protein; and, Section 403 (e) (1) and (2), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and an accurate statement of the quantity of the contents.

**DISPOSITION:** July 21, 1947. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$200 and costs.

**12308. Misbranding of dog food. U. S. v. Gardner E. Goldsmith (Packer Products Co.). Plea of nolo contendere. Fine, \$250. (F. D. C. No. 23207. Sample Nos. 3756-H, 42084-H, 42880-H, 53618-H, 64041-H.)**

**INFORMATION FILED:** July 17, 1947, Eastern District of Pennsylvania, against Gardner E. Goldsmith, trading as Packer Products Co., Philadelphia, Pa.

**ALLEGED SHIPMENT:** Between the approximate dates of June 20 and September 23, 1946, from the State of Pennsylvania into the States of Maryland, Kentucky, and Connecticut, and the District of Columbia.

**LABEL, IN PART:** "Beefy Brand Dog Food \* \* \* Min. Protein 8.00%."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, protein, had been omitted from the food.

Misbranding, Section 403 (a), the label statement "Min. Protein 8.00%" was false and misleading since the product contained less than 8 percent of protein; and, Section 403 (a), the label statement "Beefy" was false and misleading since the product contained little or no beef.

**DISPOSITION:** October 1, 1947. A plea of nolo contendere having been entered, the defendant was fined \$250.

**12309. Misbranding of cottonseed meal and cake. U. S. v. Planters Cotton Oil Mill. Plea of nolo contendere. Fine, \$250. (F. D. C. No. 23291. Sample No. 72378-H.)**

**INFORMATION FILED:** July 22, 1947, Eastern District of Arkansas, against the Planters Cotton Oil Mill, a partnership, Pine Bluff, Ark.

**ALLEGED SHIPMENT:** On or about January 17, 1947, from the State of Arkansas into the State of Kansas.

**LABEL, IN PART:** "(Planters Prime) 41.00% Protein Cottonseed Meal and Cake."

**NATURE OF CHARGE:** Misbranding, Section 403 (a), the label statement "Crude protein, not less than 41.00%" was false and misleading since the article contained less than 41 percent of crude protein.

**DISPOSITION:** October 23, 1947. A plea of nolo contendere having been entered, the court imposed a fine of \$250.

**12310. Adulteration and misbranding of ground barley feed. U. S. v. 1 Carload \* \* \*. (F. D. C. No. 23066. Sample No. 32801-H.)**

**LABEL FILED:** June 6, 1947, Northern District of Indiana.

**ALLEGED SHIPMENT:** On or about April 25, 1947, by Sam H. Greene, from Harvard, Ill.

**PRODUCT:** 1 carload, containing approximately 81,600 pounds, of ground barley feed at North Manchester, Ind.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a mixture of barley, weed seeds, weed seed coats, and other material not barley had been substi-

tuted for ground barley feed; and, Section 402 (b) (4), weed seeds, weed seed coats, and other material not barley had been added to the article and mixed and packed with it so as to increase its bulk or weight and reduce its quality or strength.

Misbranding, Section 403 (b), the article was offered for sale under the name of another food, ground barley feed.

**DISPOSITION:** July 1, 1947. The Big Four Elevator, North Manchester, Ind., claimant, having admitted the allegations of the libel and consented to the entry of a decree, judgment of condemnation was entered and the product was ordered to be delivered to the Great Lakes Duck Farm, La Porte, Ind., to be fed to swine.

### FISH AND SHELLFISH

**12311. Adulteration of dried fish. U. S. v. 87 Cartons \* \* \*. (F. D. C. No. 23025. Sample No. 70742-H.)**

**LIBEL FILED:** May 9, 1947, Southern District of California.

**ALLEGED SHIPMENT:** On or about March 12, 1947, by Hawaii Grocers, from Hilo, T. H.

**PRODUCT:** 87 30-pound cartons of dried fish at Wilmington, Calif. Examination showed that the article contained insects and rodent excreta.

**LABEL, IN PART:** "Hoshi Brand Extra Fancy Eastern Iriko."

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

**DISPOSITION:** May 28, 1947. 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, conditioned that it be manufactured into fish fertilizer, under the supervision of the Federal Security Agency.

**12312. Adulteration of frozen bluefish. U. S. v. 1,363 Pounds \* \* \*. (F. D. C. No. 23500. Sample Nos. 91107-H, 91111-H, 91113-H.)**

**LIBEL FILED:** July 16, 1947, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 23 and 25, 1947, by the Raffield Fish Market, from Panama City, Fla.

**PRODUCT:** 1,363 pounds of frozen bluefish at New York, N. Y.

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

**DISPOSITION:** August 27, 1947. Default decree of condemnation and destruction.

**12313. Adulteration of frozen buffalo fish. U. S. v. 1,796 Pounds \* \* \*. (F. D. C. No. 23552. Sample Nos. 91114-H, 91117-H.)**

**LIBEL FILED:** August 6, 1947, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 8, 9, and 10, 1947, by M. L. Banxton and J. E. Harris, Voth, Tex.; Clement Thrasher, Eden, and Fred White, Foxworth, Miss.; Bastrop Fish Co., Bastrop, H. B. Barfield, Newellton, and E. Custon, Lake Providence, La.; Milo Barrington, R. L. Brown, and J. Miller, Lake Village, Ark.

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

**DISPOSITION:** September 4, 1947. Default decree of condemnation and destruction.

**12314. Adulteration and misbranding of frozen haddock. U. S. v. 70 Cartons \* \* \*. (F. D. C. No. 23169. Sample No. 74585-H.)**

**LIBEL FILED:** June 5, 1947, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about March 5 and April 2, 1947, by the Neptune Packing Co., from Atlantic City, N. J.

**PRODUCT:** 70 1-pound cartons of frozen haddock at Worcester, Mass. Examination showed that the product was hake and that it contained a chemical preservative, benzoic acid.

**LABEL, IN PART:** "Neptuna Fillet Haddock," or "Neptuna Brand Haddock Fillets Quick-Frozen."