

a whole, partially decomposed mouse, and rodent hairs in the cream shipped from Grinnell, Kans.

DISPOSITION: July 19 and 28, 1948. Default decrees of condemnation and destruction.

13791. Adulteration of cream. U. S. v. 2 Cans * * *. (F. D. C. No. 25372. Sample No. 28552-K.)

LABEL FILED: June 28, 1948, District of Colorado.

ALLEGED SHIPMENT: On or about June 23, 1948, by Clyde Adams, from St. Francis, Kans.

PRODUCT: 2 10-gallon cans of cream at Denver, Colo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of excessive nondescript dirt, insect mandibles, moth scales, rodent hairs, and feather barbules.

DISPOSITION: August 3, 1948. The shipper having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

13792. Misbranding of oleomargarine. U. S. v. Gold Leaf Margarine Co., Inc., and Raymond T. Chatham. Pleas of nolo contendere. Fine, \$245. (F. D. C. No. 25285. Sample Nos. 435-K, 437-K, 448-K, 450-K, 453-K, 454-K, 834-K.)

INFORMATION FILED: On or about August 10, 1948, Northern District of Georgia, against Gold Leaf Margarine Co., Inc., Cedartown, Ga., and Raymond T. Chatham, president.

ALLEGED SHIPMENT: On or about January 22, February 4, 8, 19, and 23, and March 8, 1948, from the State of Georgia into the States of North Carolina and Florida.

LABEL, IN PART: (Cartons) "Gold Leaf * * * Oleomargarine One Pound Net."

NATURE OF CHARGE: Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for oleomargarine since the fat content was less than 80 percent.

Further misbranding, Section 403 (e) (2), a portion of the product failed to bear a label containing an accurate statement of the quantity of the contents. The cartons bore the statement "One Pound Net" or "One Pound Net Weight," whereas they contained less than one pound net.

DISPOSITION: November 15, 1948. Pleas of nolo contendere having been entered, the defendants jointly were fined \$245.

FISH AND SHELLFISH

13793. Adulteration of frozen halibut. U. S. v. 3,595 Pounds * * *. (F. D. C. No. 25484. Sample No. 8734-K.)

LABEL FILED: August 23, 1948, Southern District of New York.

ALLEGED SHIPMENT: On or about July 2, 1948, by Fisherman's Cooperative Federation, from Prince Rupert, British Columbia, Canada.

PRODUCT: 3,595 pounds of frozen halibut at New York, N. Y.

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 fish.

DISPOSITION: September 14, 1948. Default decree of condemnation and destruction.

13794. Adulteration and misbranding of canned mackerel. U. S. v. 100 Cases * * *. (F. D. C. No. 25274. Sample No. 23543-K.)

LIBEL FILED: August 13, 1948, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about December 17, 1947, by the French Sardine Co., from Terminal Island, Calif.

PRODUCT: 100 cases, each containing 48 15-ounce cans, of mackerel at New Orleans, La.

LABEL, IN PART: "Eatwell Brand California Mackerel."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), horse (Jack) mackerel had been substituted for Pacific (California) mackerel.

Misbranding, Section 403 (a), the label statement "California Mackerel" was false and misleading.

DISPOSITION: September 2, 1948. Bernard Oppenheimer, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, to be relabeled under the supervision of the Food and Drug Administration.

13795. Adulteration of canned salmon. U. S. v. 158 Cases * * *. (F. D. C. No. 25194. Sample No. 93640-H.)

LIBEL FILED: July 23, 1948, District of Colorado; amended libel filed August 10, 1948.

ALLEGED SHIPMENT: On or about December 15, 1947, by McGovern & McGovern, from Seattle, Wash.

PRODUCT: Salmon. 158 cases, each containing 48 cans, and 85 cases, each containing 24 cans, at Denver, Colo.

LABEL, IN PART: "Sea Beauty Brand Reprocessed Alaska Red Salmon."

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

DISPOSITION: August 31, 1948. Alexander Gow, Inc., Trustee, Seattle, Wash., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation, reprocessing, repacking, and relabeling, under the supervision of the Food and Drug Administration. Of the 225 cases and 22 cans seized, 178 cases and 25 cans were segregated as passable and the remainder were destroyed.

13796. Adulteration of whitefish. U. S. v. 4 Boxes * * *. (F. D. C. No. 25398. Sample No. 24629-K.)

LIBEL FILED: August 18, 1948, Southern District of California.

ALLEGED SHIPMENT: On or about August 13, 1948, by D. J. McCarthy, from Ranier, Minn.

PRODUCT: Whitefish. 4 boxes containing a total of 231 pounds at Los Angeles, Calif.