

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: March 16, 1949. Default decree of condemnation and destruction.

14400. Misbranding of All Stock Mineral. U. S. v. Pearson-Ferguson Chemical Co. Plea of guilty. Fine, \$100 and costs. (F. D. C. No. 26296. Sample No. 49981-K.)

INFORMATION FIELD: December 1, 1948, Western District of Missouri, against the Pearson-Ferguson Chemical Co., a corporation, Kansas City, Mo.

ALLEGED SHIPMENT: On or about October 27, 1947, from the State of Missouri into the State of Kansas.

LABEL, IN PART: "P-F All Stock Mineral * * * Phosphorus (P) not less than 6.00% Salt (NaCl) not more than 10.00%."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statements "Salt (NaCl) not more than 10.00%" and "Phosphorus (P) not less than 6.00%" were false and misleading since the product contained more than 10 percent of salt and less than 6 percent of phosphorus.

DISPOSITION: February 11, 1949. A plea of guilty having been entered, the defendant was fined \$100 and costs.

FISH AND SHELLFISH

14401. Misbranding of salt herring. U. S. v. 52 Pails * * *. (F. D. C. No. 26887. Sample Nos. 1372-K, 1635-K.)

LABEL FILED: March 22, 1949, Middle District of Georgia.

ALLEGED SHIPMENT: On or about October 7, 1948, by the O. H. Dickman Fish Co., from Cincinnati, Ohio.

PRODUCT: 52 pails of salt herring at Macon, Ga.

LABEL, IN PART: "H & F Herring, Salt 6 Lbs."

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. (The pails contained less than 6 pounds, the declared weight.)

DISPOSITION: April 21, 1949. Default decree of condemnation and destruction.

14402. Adulteration and misbranding of canned mackerel. U. S. v. 11 Cases * * *. (F. D. C. No. 26438. Sample No. 883-K.)

LABEL FILED: February 1, 1949, Southern District of Florida.

ALLEGED SHIPMENT: On or about April 29, 1948, by Parrott & Co., from Los Angeles, Calif.

LABEL, IN PART: "Ameri-Cana Brand California Mackerel * * * Packed by Ameri-Cana Fisheries, Wilmington, Calif."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), horse (jack) mackerel had been substituted for mackerel, which the product was represented to be. Misbranding, Section 403 (a), the label statement "California Mackerel" was false and misleading.

DISPOSITION: March 29, 1949. Default decree of condemnation. The product was ordered delivered to a Federal institution.