

PRODUCT: Canned cardines. 50 cases at Johnstown, Pa., and 31 cases at Portage, Pa. Each case contained 100 3¼-ounce cans.

LABEL, IN PART: "Northeastern's Tidal Brand Sardines."

NATURE OF CHARGE: Adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: On July 27, 1948, Hampshire Food Co., Inc., having appeared as claimant, the cases were consolidated for trial with other seizure actions and removed to the District Court for the District of Massachusetts. On February 23, 1949, the claimant filed a motion for the entry of an order permitting relabeling of the product as animal feed. This motion was opposed by the Government, and after hearing, it was denied on May 2, 1949. On June 22, 1949, the product was ordered condemned and destroyed.

14835. Adulteration of crab meat. U. S. v. Kelly Watson (Kelly Watson & Co.).
Plea of nolo contendere. Fine, \$100. (F. D. C. No. 25304. Sample Nos. 2045-K, 2046-K, 2054-K, 40131-K.)

INFORMATION FILED: September 22, 1948, Eastern District of North Carolina, against Kelly Watson, trading as Kelly Watson & Co., Lowland, N. C.

ALLEGED SHIPMENT: On or about June 16, 22, and 29, 1948, from the State of North Carolina into the State of Maryland.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance, as evidenced by the presence of fecal *Escherichia coli*; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 18, 1949. A plea of nolo contendere having been entered, the defendant was fined \$100.

14836. Adulteration of canned rock lobster. U. S. v. 21 Cases * * *. (F. D. C. No. 25916. Sample No. 34015-K.)

LIBEL FILED: November 10, 1948, Western District of Washington.

ALLEGED SHIPMENT: On or about October 27, 1948, from San Francisco, Calif.

PRODUCT: 21 cases, each containing 48 cans, of rock lobster at Tacoma, Wash.

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 decomposed lobster meat. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 2, 1949. Default decree of condemnation and destruction.

14837. Adulteration of frozen shrimp. U. S. v. 600 Cases * * *. (F. D. C. No. 26283. Sample No. 20589-K.)

LIBEL FILED: January 14, 1949, District of Nebraska.

ALLEGED SHIPMENT: On or about December 7, 1948, by Rubenstein & Son Produce, Inc., from Nogales, Ariz.

PRODUCT: 600 cases, each containing 10 5-pound packages, of frozen shrimp at Omaha, Nebr.

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 shrimp.

DISPOSITION: March 1, 1949. Rubenstein & Son Produce, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation of the fit from the unfit, under the supervision of the Food and Drug Administration. Of the 29,500 pounds seized, 16,564 pounds were segregated as passable.

14838. Adulteration of frozen shrimp. U. S. v. 171 Cases * * *. (F. D. C. No. 26559. Sample Nos. 39674-K, 39675-K.)

LIBEL FILED: On or about March 14, 1949, Western District of Texas.

ALLEGED SHIPMENT: On or about January 10, 1949, by the Nogales Freezing & Storage Co., Ltd., from Nogales, Ariz.

PRODUCT: 171 cases, each containing 10 5-pound cartons, of frozen shrimp at El Paso, Tex.

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 shrimp.

DISPOSITION: March 16, 1949. The Mid Central Fish Co., El Paso, Tex., having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law. The fit portion of the product was separated from the unfit, which resulted in the salvage of 123.7 cases of passable shrimp.

14839. Adulteration of frozen shrimp. U. S. v. 100 Cartons * * *. (F. D. C. No. 26413. Sample Nos. 12498-K, 12499-K.)

LIBEL FILED: January 18, 1949, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 10, 1948, by the Shapiro Fisheries, from Nogales, Ariz.

PRODUCT: 100 cartons, each containing 10 5-pound packages, of frozen shrimp at Philadelphia, Pa.

LABEL, IN PART: (Package) "Packed by Nogales Freezing & Storage Co., Nogales, Ariz. Products of Mexico."

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 shrimp.

DISPOSITION: February 10, 1949. The Shapiro Fisheries, Nogales, Ariz., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction of the unfit portion. Of the 3,350 pounds seized, 1,700 pounds were passed as fit, and the remainder were disposed of for use as fertilizer.

FRUITS AND VEGETABLES*

CANNED AND DRIED FRUIT

14840. Misbranding of canned apricots. U. S. v. 94 Cases * * *. (F. D. C. No. 26634. Sample No. 56102-K.)

LIBEL FILED: On March 9, 1949, Southern District of New York.

ALLEGED SHIPMENT: On or about November 14, 1946, by Fair View Packing Co., Inc., from Hollister, Calif.

*See also No. 14801.