

15121. Adulteration of canned oysters. U. S. v. 208 Cases * * *. (F. D. C. No. 27111. Sample No. 53680-K.)

LIBEL FILED: May 6, 1949, Southern District of Mississippi.

ALLEGED SHIPMENT: Between the approximate dates of March 7 and April 14, 1949, by the Morgan City Canning Co., from Houma, La.

PRODUCT: 208 cases, each containing 48 cans, of oysters at Biloxi, Miss.

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

DISPOSITION: July 6, 1949. The Morgan City Canning Co., 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 unfit portion, under the supervision of the Food and Drug Administration. A total of 72 cases and 11 cans were segregated as unfit and were destroyed.

15122. Adulteration of canned shrimp. U. S. v. 249 Cases * * *. (F. D. C. No. 26427. Sample No. 22123-K.)

LIBEL FILED: January 20, 1949, Eastern District of New York.

ALLEGED SHIPMENT: On or about December 28, 1948, by L. C. Mays Co., Inc., from New Orleans, La.

PRODUCT: 249 cases, each containing 48 5-ounce cans, of shrimp at Brooklyn, N. Y.

LABEL, IN PART: "Blue Gulf Brand Small Shrimp."

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: April 25, 1949. L. C. Mays Co., Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for segregation of the fit from the unfit portion, under the supervision of the Food and Drug Administration.

Segregation operations resulted in the destruction of 44 cases and 35 cans and the salvage of 205 cases and 22 cans.

FRUITS AND VEGETABLES

CANNED FRUIT

15123. Misbranding of canned cherries. U. S. v. 44 Cases * * *. (F. D. C. No. 27155. Sample Nos. 2795-K, 2797-K.)

LIBEL FILED: April 21, 1949, District of Columbia.

ALLEGED SHIPMENT: On or about March 2, 1949, by the Fruitcrest Corp., from Brooklyn, N. Y.

PRODUCT: 44 cases, each containing 6 6-pound, 8-ounce cans, of cherries at Washington, D. C.

LABEL, IN PART: "Robin Brand Light Sweet Royal Anne Cherries."

NATURE OF CHARGE: Misbranding, Section 403 (g) (2), the product was represented to be canned cherries, a food for which a definition and standard of identity has been prescribed by the regulations and its label failed to bear