

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

DISPOSITION: November 27, 1951. Default decree of condemnation and destruction.

18319. Adulteration and misbranding of frozen salmon. U. S. v. 2,556 Cases
* * *. (F. D. C. No. 32121. Sample Nos. 29643-L, 30068-L, 30070-L, 30571-L, 30572-L.)

LIBEL FILED: November 21, 1951, Western District of Washington.

ALLEGED SHIPMENT: On or about October 31 and November 3 and 7, 1951, by the Romeo Packing Co., from San Francisco, Calif.

PRODUCT: 2,556 cases, containing a total of 125,945 pounds, of frozen salmon at Auburn, Wash.

LABEL, IN PART: "Salmon Steaks Layer Pack."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance; and, Section 402 (b) (2), chum salmon had been substituted for silver salmon.

Misbranding, Section 403 (b), the product was offered for sale under the name of another food, silver salmon.

DISPOSITION: May 5, 1952. The Romeo Packing Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion and disposition of the remainder in compliance with the law, under the supervision of the Food and Drug Administration. 122,154 pounds were released to the claimant, and 2,141 pounds were destroyed.

18320. Adulteration and misbranding of canned herring roe. U. S. v. 20 Cases
* * *. (F. D. C. No. 31223. Sample No. 2972-L.)

LIBEL FILED: July 13, 1951, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about March 16, 1951, by Cape King Fisheries, Inc., from New Bedford, Mass.

PRODUCT: 20 cases, each containing 24 15-ounce cans, of herring roe at Alexandria, Va.

LABEL, IN PART: "Cape King Herring Roe."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), roe other than herring roe had been substituted in whole or in part for herring roe.

Misbranding, Section 403 (a), the label declaration "Herring Roe" was false and misleading as applied to an article which consisted of roe other than herring roe.

DISPOSITION: January 28, 1952. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

18321. Adulteration of oysters. U. S. v. 172 Pints, etc. (F. D. C. No. 31854. Sample No. 25772-L.)

LIBEL FILED: October 1, 1951, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 25, 1951, by Bay Food Products Co., Inc., from Rock Point, Md.