

**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.

**PRODUCT:** 304 pints of oysters at Williamsport, Pa.  
**LABEL, IN PART:** "Oysters Standards [or "Selects"] One Pint Net."  
**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), water had been substituted in part for oysters; and, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.  
**DISPOSITION:** November 19, 1951. Default decree of condemnation and destruction.

**18322. Adulteration of oysters. U. S. v. 294 Cans \* \* \*. (F. D. C. No. 32111. Sample No. 3210-L.)**

**LIBEL FILED:** November 20, 1951, Eastern District of Ohio.  
**ALLEGED SHIPMENT:** On or about November 17, 1951, by H. Allen Smith, from Cape Charles, Va.

**PRODUCT:** 294 1-pint cans of oysters at Mount Vernon, Ohio.  
**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), water had been substituted in part for oysters; and, Section 402 (b) (4), water had been added to the article and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

**DISPOSITION:** December 5, 1951. Default decree of destruction.

**18323. Adulteration of oysters. U. S. v. 64 Cans \* \* \*. (F. D. C. No. 32047. Sample No. 4523-L.)**

**LIBEL FILED:** October 27, 1951, Southern District of Indiana.  
**ALLEGED SHIPMENT:** On or about October 22, 1951, by the J. W. Ferguson Seafood Co., from Remlik, Va.

**PRODUCT:** 64 pint cans of oysters at Evansville, Ind.  
**LABEL, IN PART:** "Oysters Standards Rappahannock River Brand."  
**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), water had been substituted in part for oysters; and, Section 402 (b) (4), water had been added to the article and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

**DISPOSITION:** December 28, 1951. Default decree of condemnation and destruction.

**18324. Adulteration and misbranding of oysters. U. S. v. 54 Cans, etc. (F. D. C. No. 32023. Sample Nos. 3803-L, 3804-L, 3882-L.)**

**LIBEL FILED:** November 12, 1951, Western District of North Carolina.  
**ALLEGED SHIPMENT:** On or about November 6 and 7, 1951, from Gloucester Court House, Va., by the Ware River Seafood Co.

**PRODUCT:** 54 pint cans of oysters standards and 134 pint cans and 23 gallon cans of oysters selects at Asheville, N. C.  
**LABEL, IN PART:** "Oysters Standards Contents 1 Pint" or "Oysters Selects."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), water had been substituted in part for oysters; and, Section 402 (b) (4), water had been added to the article and mixed and packed with it so as to increase its bulk or weight and reduce its quality.