

LABEL, IN PART: "13% Sun Cured Alfalfa Meal * * * Protein, not less than 13.00% * * * Fiber, not more than 36.00%."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, protein, had been in whole or in part omitted or abstracted from the product; and, Section 402 (b) (2), a product containing low protein and high fiber had been substituted for alfalfa meal.

Misbranding, Section 403 (a) the label statement "Protein, not less than 13.00% * * * Fiber, not more than 36.00%" was false and misleading since the product contained less than the labeled amount of protein and more than the labeled amount of fiber.

DISPOSITION: December 15, 1952. The Waterloo Dehydrating Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was relabeled.

20024. Adulteration and misbranding of cottonseed meal. U. S. v. 80 Bags * * * (and 1 other seizure action). (F. D. C. Nos. 34285, 34286. Sample Nos. 44178-L, 61025-L.)

LIBELS FILED: December 5 and 9, 1952, Eastern and Western Districts of Oklahoma.

ALLEGED SHIPMENT: On or about August 25 and September 9, 1952, by Val Tex, Inc., from Brownsville, Tex.

PRODUCT: 330 100-pound bags of cottonseed meal at Chickasha and Manchester, Okla.

LABEL, IN PART: "Navy Brand 41% Protein Cottonseed Cake and Meal."

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the product contained sand, an added deleterious substance, which may have rendered it injurious to health; Section 402 (b) (2), sand had been substituted in whole or in part for cottonseed cake and meal; and, Section 402 (b) (4), sand had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

Misbranding, Section 403 (a), the label designation "Cottonseed Cake and Meal" was false and misleading as applied to the product, which contained sand.

DISPOSITION: January 15 and March 2, 1953. Default decrees of condemnation and destruction.

FISH AND SHELLFISH

20025. Adulteration of frozen ocean perch fillets. U. S. v. 1,441 Cartons * * *. (F. D. C. No. 34369. Sample Nos. 54934-L, 54935-L.)

LIBEL FILED: November 28, 1952, Northern District of Illinois.

ALLEGED SHIPMENT: On or about October 30, 1952, by J. Kozloff Fish Distributors, Inc., from Detroit, Mich.

PRODUCT: 1,441 10-pound cartons of frozen ocean perch fillets at Chicago, Ill.

LABEL, IN PART: "Frozen Ocean Perch Fillets * * * Davis Bros. Fish Corp. Gloucester, Mass."

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 fish.