United States Supreme Court's decision in the case of *United States* v. *Cardiff*, 344 U. S. 174 (notice of judgment on food, No. 19380).

**20035. Misbranding of oysters. U. S. v. 340 Cans * * *.** (F. D. C. No. 34249. Sample No. 39283–L.)

LIBEL FILED: November 24, 1952, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 20, 1952, by V. L. Evans & Co., from Crisfield, Md.

PRODUCT: 2 barrels containing a total of 340 cans of oysters at Scranton, Pa. Examination showed that the product was 4.3 percent short volume.

LABEL, IN PART: (Can) "Oysters Standards Content One Pint Evans Oysters."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Content One Pint" was inaccurate.

DISPOSITION: January 12, 1953. Default decree of condemnation and destruction.

**20036. Adulteration of canned shrimp. U. S. v. 33 Cases * * *.** (F. D. C. No. 34384. Sample No. 45014–L.)

LIBEL FILED: November 28, 1952, District of Massachusetts.

ALLEGED SHIPMENT: On or about August 20, 1952, by the Barre Seafood Co., from Houma, La.

PRODUCT: 33 cases, each containing 24 5-ounce cans, of shrimp at Lawrence, Mass.

LABEL, IN PART: (Can) "Sea Fare Brand 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: January 5, 1953. Default decree of condemnation and destruction.

## FRUITS AND VEGETABLES

### CANNED FRUIT

**20037. Misbranding of canned cherries. U. S. v. 670 Cases * * *.** (F. D. C. No. 34272. Sample No. 41028–L.)

LIBEL FILED: December 9, 1952, Eastern District of Washington.

ALLEGED SHIPMENT: On or about August 21, 1952, by the Varney Canning Co., from Roy, Utah.

PRODUCT: 670 cases, each containing 24 1-pound, 3-ounce cans, of cherries at Spokane, Wash.

LABEL, IN PART: (Can) "Sonny Boy Brand Red Sour Pitted Cherries."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product fell below the standard of quality for pitted canned cherries since it contained an excessive number of pits and the label failed to bear a statement that the product fell below the standard.

DISPOSITION: January 16, 1953. The shipper, 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 relabeled under the supervision of the Federal Security Agency.