

**ALLEGED SHIPMENT:** On or about November 29 and December 2, 1952, from the State of Illinois into the States of Kansas and Missouri.

**LABEL, IN PART:** (Tags attached to bags) "100 Lbs. Net Triple Value Brand 44% Protein Soybean Oil Meal Galesburg Soy Products Company Galesburg, Illinois."

**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 "100 Lbs. Net" was inaccurate in that the bags of the article contained less than 100 pounds net of the article.

**DISPOSITION:** February 23, 1954. Pleas of guilty having been entered, the court imposed a fine of \$600 against the company and \$100 against the individual, plus costs.

**21169. Adulteration of dog food. U. S. v. 399 Cases, etc. (F. D. C. No. 36106. Sample Nos. 58729-L, 58730-L.)**

**LIBEL FILED:** November 3, 1953, Eastern District of Wisconsin.

**ALLEGED SHIPMENT:** During the early part of 1953, from Vincennes, Ind.

**PRODUCT:** 598 cases, each containing 48 cans of dog food at Lake Geneva, Wis.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** February 25, 1954. Default decree of condemnation and destruction.

## FISH AND SHELLFISH

**21170. Adulteration of canned sardines. U. S. v. 113 Cases, etc. (F. D. C. No. 36264. Sample No. 15050-L.)**

**LIBEL FILED:** January 8, 1954, District of Kansas.

**ALLEGED SHIPMENT:** On or about July 17, 1953, from Gloucester, Mass.

**PRODUCT:** 113 cases, each containing 48 cans, of sardines in tomato sauce, and 19 cases, each containing 48 cans, of sardines in mustard sauce at Pittsburg, Kans.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** March 3, 1954. Default decree of condemnation and destruction.

**21171. Misbranding of canned sardines. U. S. v. 118 Cases \* \* \*. (F. D. C. No. 35392. Sample No. 59761-L.)**

**LIBEL FILED:** August 17, 1953, Eastern District of Tennessee.

**ALLEGED SHIPMENT:** On or about July 18, 1953, by the Smith Dray Line & Storage Co., from Greenville, S. C.

**PRODUCT:** 118 cases, each containing 48 cans, of sardines at Chattanooga, Tenn. Examination showed that the product consisted of pieces of large alewives (river herring).

**LABEL, IN PART:** (Can) "Blue Band Brand Water and Salt Added [picture of California sardine] King Size Natural Sardines \* \* \* Cannery Sales Agency Distributors Los Angeles, Calif. Net Weight 15 Oz."

**NATURE OF CHARGE:** Misbranding, Section 403 (a), the picture of a California sardine, the Los Angeles, Calif., address, and the designation "Natural Sardines" were false and misleading as applied to large alewives (river herring); and, Section 403 (b), the article was offered for sale under the name of another food, namely, sardines.

**DISPOSITION:** March 19, 1954. The Cannery Sales Agency having filed a petition for recovery of the product and later having withdrawn such petition, judgment of condemnation was entered. The court ordered that the product be delivered to an educational institution for its use and not for sale.

**21172. Adulteration of oysters. U. S. v. 228 Cans \* \* \*. (F. D. C. No. 36254. Sample Nos. 75115-L, 75116-L.)**

**LIBEL FILED:** December 18, 1953, Southern District of West Virginia.

**ALLEGED SHIPMENT:** On or about December 14, 1953, by W. H. Russell, from Mila, Va.

**PRODUCT:** 228 1-pint cans of oysters at Charleston, W. Va.

**LABEL, IN PART:** "Delicious Oysters \* \* \* Oysters Standards [or "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 oysters and mixed and packed with them so as to increase their bulk or weight and reduce their quality.

**DISPOSITION:** December 24, 1953. Default decree of condemnation. The court ordered that the product be delivered to a charitable organization.

**21173. Adulteration of frozen breaded shrimp. U. S. v. 305 Cases \* \* \*. (F. D. C. No. 35979. Sample No. 74281-L.)**

**LIBEL FILED:** November 23, 1953, Southern District of California.

**ALLEGED SHIPMENT:** On or about October 17, 1953, by the Booth Fisheries Corp., from Brownsville, Tex.

**PRODUCT:** 305 cases, each containing 24 packages, of frozen breaded shrimp at Los Angeles, Calif.

**LABEL, IN PART:** (Package) "Freeman Certi-Fresh Fresh Frozen Sea Foods Net Wt. 10 Oz. or More \* \* \* Breaded Fantail Shrimp."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect parts and rodent hairs; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** February 1, 1954. The Booth Fisheries Corp., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be delivered to a State organization, for use as fish food.

## FRUITS AND VEGETABLES

### CANNED FRUIT

**21174. Adulteration of canned sliced papaya. U. S. v. 49 Cases, etc. (F. D. C. No. 36330. Sample Nos. 42161-L, 42162-L.)**

**LIBEL FILED:** February 24, 1954, Northern District of California.