

CHARGE: 402 (a) (3)—contained decomposed eggs when shipped.

DISPOSITION: 11-9-55. Consent—claimed by Sheboygan Produce Co. Segregated, 136 30-lb. cans destroyed.

22778. Frozen eggs. (F. D. C. No. 38463. S. No. 29-876 M.)

QUANTITY: 800 30-lb. cans at Brooklyn, N. Y.

SHIPPED: 9-2-55, from Kansas City, Mo., by Pollman Egg Co.

LIBELED: 9-27-55, E. Dist. N. Y.

CHARGE: 402 (a) (3)—contained decomposed eggs when shipped.

DISPOSITION: 10-10-55. Consent—claimed by Manhattan Egg Co., New York, N. Y. Segregated, 187 cans denatured.

22779. Frozen eggs. (F. D. C. No. 38457. S. No. 29-358 M.)

QUANTITY: 719 30-lb. cans at Brooklyn, N. Y.

SHIPPED: 9-7-55, from Nashville, Tenn., by National Egg Co.

LIBELED: 9-27-55, E. Dist. N. Y.

CHARGE: 402 (a) (3)—contained decomposed eggs when shipped.

DISPOSITION: 10-11-55. Consent—claimed by Glasgow Food Corp., New York, N. Y. Segregated, 244 cans denatured.

22780. Frozen eggs. (F. D. C. No. 38263. S. No. 29-842 M.)

QUANTITY: 184 30-lb. cans at Englewood, N. J.

SHIPPED: Between 6-6-55 and 7-14-55, quantities of shell eggs were shipped from New York and Brooklyn, N. Y., Ephrata, Pa., and points in New Jersey, to Englewood, N. J.

RESULTS OF INVESTIGATION: 184 30-lb. cans of frozen eggs were prepared from the above-mentioned shell eggs, of which approximately 74 percent were received from New York and Pennsylvania.

LIBELED: 8-1-55, Dist. N. J.

CHARGE: 402 (a) (3)—contained decomposed eggs while held for sale.

DISPOSITION: 10-10-55. Default—destruction.

FEEDS AND GRAINS

22781. Canned dog food. (F. D. C. No. 31294. S. Nos. 66-960 K, 66-963 K.)

INFORMATION FILED: 9-25-52, E. Dist. N. Y., against Flag Pet Food Corp., Brooklyn, N. Y.

SHIPPED: 9-1-50 and 9-26-50, from New York to Maryland.

LABEL IN PART: (Can) "Guaranteed Analysis Min. crude protein 10.00%
Min. crude fat 2.00% Flag Pet Food Corp. New York, N. Y."

CHARGE: 402 (b) (1)—valuable constituents, protein and fat, had been in part omitted from the article when shipped; and 403 (a)—the label statements "Min. crude protein 10.00%" and "Min. crude fat 2.00%" were false and misleading.

PLEA: Not guilty.

DISPOSITION: The defendant filed a motion for a bill of particulars, which the court, on 12-8-52, granted in part. Thereafter, the defendant filed a motion to dismiss counts 3 and 4, which was denied by the court on 10-26-53. Thereafter, the defendant changed his plea to guilty; and, on 11-15-55, he was fined \$400.