

DISPOSITION: 7-9-57. Consent—claimed by Kenneth Kohler, Arlington, Mass., and relabeled.

FISH AND SHELLFISH

23779. Smoked tullibees. (F. D. C. No. 39837. S. No. 56-394 M.)

INFORMATION FILED: 7-1-57, Dist. Minn., against Booth Fisheries Corp., Minneapolis, Minn.

ALLEGED VIOLATION: On 11-1-55, the defendant gave to a firm engaged in the business of shipping fish, in interstate commerce, a guaranty to the effect that any food shipped by the defendant under the guaranty would not be adulterated or misbranded.

On 10-22-56, the defendant caused to be shipped to the holder of the guaranty, at Hopkins, Minn., a quantity of fish which was adulterated.

LABEL IN PART: "5 Lbs. Net When Packed Fancy Hickory Smoked Tullibees."

CHARGE: 402 (a) (3)—contained parasitic cysts when shipped.

PLEA: Guilty.

DISPOSITION: 7-16-57. \$350 fine.

23780. Ocean perch fillets. (F. D. C. No. 39751. S. No. 60-925 M.)

QUANTITY: 18 50-lb. ctns. at Boston, Mass.

SHIPPED: The fillets were prepared and packed from fish caught in the waters of the Atlantic Ocean outside the limits of Massachusetts by the fishing vessel Ocean Wave, Inc. and landed at Boston, Mass., on 12-19-56.

LABEL IN PART: "Schooner Brand * * * Frosted Ocean Perch Fillets."

LIBELED: 1-8-57, Dist. Mass.

CHARGE: 402 (a) (3)—contained parasitic cysts when shipped.

DISPOSITION: 1-30-57. Consent—claimed by Blue Sea Fish Co., Boston, Mass. Segregated; 20 lbs. destroyed.

23781. Canned tuna. (F. D. C. No. 39941. S. Nos. 54-078/9 M.)

QUANTITY: 6 cases, 24 6½-oz. cans each, at Billings, Mont.

SHIPPED: 2-13-56, from Terminal Island, Calif., by Star-Kist Foods, Inc.

LABEL IN PART: (Can) "Star-Kist Chunk Style Tuna * * * Dietetic Pack * * * Low in * * * Sodium Designed For Use in Weight Reduction Diets and For Use in Dietotherapy."

LIBELED: 2-7-57, Dist. Mont.

CHARGE: 403 (j)—the article purported to be and was represented for special dietary use by reason of its low sodium content, and, when shipped, the label failed to bear, as required by regulations, a statement of the number of milligrams of sodium per 100 grams of the article and a statement of the number of milligrams of sodium in an average serving of the article.

DISPOSITION: 5-7-57. Default—delivered to a charitable institution, for human consumption as an edible food but not for special dietary use.

23782. Crabmeat. (F. D. C. No. 39364. S. Nos. 20-359 M, 44-868/70 M.)

INDICTMENT RETURNED: 4-1-57, E. Dist. Va., against Lancaster Seafoods, Inc., Morattico, Va., and John Curlett, Jr., Secretary-Treasurer and plant manager.