

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

DISPOSITION: 8-25-58. Default—destruction.

25076. Frozen whiting. (F.D.C. No. 41836. S. Nos. 33-900 P, 33-903 P.)

QUANTITY: 653 10-lb. boxes at Dublin, Pa.

SHIPPED: 6-25-58, from Beach Haven, N.J., by Dan Diorio.

LIBELED: 7-1-58, E. Dist. Pa.

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

DISPOSITION: 7-1-58. Default—destruction.

25077. Fresh crabmeat. (F.D.C. No. 40825. S. No. 28-734 P.)

QUANTITY: 97 1-lb. cans of claw crabmeat and 22 1-lb. cans of special crabmeat at Lafayette, La.

SHIPPED: 7-16-58, from Mobile, Ala., by Star Fish & Oyster Co., Inc.

LABEL IN PART: (Can) "Distributed by Star Fish & Oyster Co., Inc., Mobile, Alabama 1 Lb Net Special Crabmeat" or "Packed by James Zirlott Theodore, Alabama Fresh Salted Claw Crabmeat Ala Permit 127."

RESULTS OF INVESTIGATION: Bacteriological analysis showed that the product was grossly contaminated with coliform and other micro-organisms, reflecting the insanitary conditions observed during the packing of the product.

LIBELED: 7-25-58, W. Dist. La.

CHARGE: 402(a) (4)—prepared, packed, or held under insanitary conditions.

DISPOSITION: 9-19-58. Default—destruction.

25078. Canned shrimp. (F.D.C. No. 41864. S. No. 28-615 P.)

QUANTITY: 496 cases, 24 cans each, at Brooklyn, N.Y.

SHIPPED: 5-29-58, from Westwego, La., by Cutcher Canning Co., Inc.

LABEL IN PART: (Can) "Cutcher Brand Wet Pack Drained Weight 5 Ozs. Medium Shrimp."

LIBELED: 6-16-58, E. Dist. N.Y.

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

DISPOSITION: 10-20-58. Consent—claimed by Cutcher Canning Co., Inc. Segregated; 452 cases, plus 14 cans, found fit for use as food.

25079. Canned shrimp. (F.D.C. No. 41903. S. No. 29-732 P.)

QUANTITY: 46 cases, 24 cans each, at New York, N.Y.

SHIPPED: 6-3-58, from New Orleans, La., by Reuther's Seafood Co., Inc.

LABEL IN PART: (Can) "Marvelous Brand Small Shrimp Wet Pack Drained Wt. 5 Ozs."

LIBELED: 7-8-58, S. Dist. N.Y.

CHARGE: 403(e) (2)—the label of the article, when shipped, failed to bear an accurate statement of the quantity of contents (the article was short weight); and 403(h) (2)—the article fell below the standard of fill of container for canned wet pack shrimp in nontransparent containers since the containers of the article were so filled that the cut-out weight of shrimp taken from each can was less than 64 percent of the water capacity of the container, the minimum permitted by the regulations; and the label failed to bear, in the manner and form specified by regulations, a statement that the article fell below the standard.