

**MILK**

**28344. Evaporated milk.** (F.D.C. No. 46115. S. No. 88-664 R.)

**QUANTITY:** 223 cases, 48 cans each, at North Kansas City, Mo.

**SHIPPED:** 3-11-61, from Coffeyville, Kans., by Page Milk Co.

**LABEL IN PART:** (Can) "First Pick Brand Homogenized Evaporated Milk Vitamin D Increased Net Wt. 14½ Ozs. \* \* \* 8 U.S.P. Units Vitamin D per fluid oz. extracted from cod liver oil. Packed for The Fleming Co., Inc. \* \* \* The Schumacher Co. Houston."

**RESULTS OF INVESTIGATION:** Analysis showed that the article contained the declared amount of vitamin D, which was 68 percent less than the amount required by the definition and standard of identity for evaporated milk with vitamin D content increased.

**LIBELED:** 7-26-61, W. Dist. Mo.

**CHARGE:** 403(g)(1)—when shipped, the article failed to conform to the definition and standard of identity for evaporated milk with vitamin D content increased.

**DISPOSITION:** 5-7-62. Consent—claimed by Page Milk Co., for reprocessing and repacking.

**28345. Evaporated milk and miscellaneous canned goods.** (F.D.C. No. 46961. S. Nos. 43-402 T, 43-405 T.)

**QUANTITY:** 12 cases, each containing 48 14½-oz. cans of evaporated milk and 31 cases of miscellaneous canned goods, at Dover, Del.

**SHIPPED:** Between 8-17-61 and 12-12-61, from Philadelphia, Pa.

**RESULTS OF INVESTIGATION:** Examination showed that the articles were decomposed and that some of the articles were contained in dented, rusty, pinholed cans, through which the article was leaking. Some of the miscellaneous canned goods were unlabeled and some of them bore labels that were illegible.

**LIBELED:** 2-21-62, Dist. Del.

**CHARGE:** 402(a)(3)—the evaporated milk and the miscellaneous canned goods contained decomposed substances while held for sale.

403(e)(1)—while held for sale, the miscellaneous canned goods failed to bear labels containing the name and place of business of the manufacturer, packer, and distributor; 403(e)(2)—the articles failed to bear labels containing an accurate statement of the quantity of contents; 403(i)(1)—the label failed to bear the common or usual name of the food; 403(i)(2)—the label failed to bear the common or usual name of each ingredient.

**DISPOSITION:** 6-12-62. Default—destruction.

**EGGS**

**28346. Frozen eggs.** (F.D.C. No. 47627. S. No. 5-167 T.)

**QUANTITY:** 75 30-lb. cans at Washington, D.C.

**SHIPPED:** 5-22-62, from Baltimore, Md., by Supreme Dairy Products, Inc.

**LABEL IN PART:** "Supreme Products, Baltimore, Md. \* \* \* Frozen Whole Eggs."

**LIBELED:** 5-29-62, Dist. Columbia.

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

DISPOSITION: 6-19-62. Consent—claimed by Isadore E. Silverman, t/a Supreme Products Co. Segregated; 13 cans destroyed.

28347. Frozen eggs. (F.D.C. No. 47489. S. No. 11-966 T.)

QUANTITY: 639 cans, 30 lbs. each, at Buffalo, N.Y.

SHIPPED: 4-30-62, from Cleveland, Ga., by Cleveland Egg Co.

LIBELED: 5-14-62, W. Dist. N.Y.

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

DISPOSITION: 7-18-62. Consent—claimed by Cleveland Egg Co. Segregated; 104 cans denatured.

28348. Frozen eggs. (F.D.C. No. 47666. S. No. 8-897 T.)

QUANTITY: 405 30-lb. cans at Taunton, Mass., in possession of Henry R. Deniger.

SHIPPED: On unknown dates, from Massachusetts and Connecticut.

LABEL IN PART: (Can) "Packed by Henry R. Deniger Native Eggs 205 Whittenton St., Taunton, Mass. \* \* \* Frozen Whole Eggs."

RESULTS OF INVESTIGATION: The frozen eggs were prepared by the dealer from shell eggs received from various producers in Massachusetts and Connecticut.

LIBELED: 6-11-62, Dist. Mass.

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

DISPOSITION: 7-30-62. Consent—claimed by Henry R. Deniger, Taunton, Mass. Segregated; 27 30-lb. cans destroyed.

28349. Incubator reject eggs. (F.D.C. No. 47619. S. No. 40-127 T.)

QUANTITY: 600 cases (one truck load) at Elizabeth, N.J.

SHIPPED: 5-23-62, from Joaquin, Tex., by Charles J. Wallis, t/a Wallis Hatcheries.

LIBELED: On or about 5-28-62, Dist. N.J.

CHARGE: 402(a) (3)—when shipped, contained decomposed eggs and was otherwise unfit for food.

DISPOSITION: 6-18-62. Default—destruction.

## FISH AND SHELLFISH

28350. Frozen flounder fillets. (F.D.C. No. 47421. S. No. 14-447 T.)

QUANTITY: 155 cases, each containing 10 5-lb. ctns., each ctn. containing 6 pkgs. of cellophane-wrapped fish fillets, at Chicago, Ill.

SHIPPED: 11-28-61, from Boston, Mass., by Crocker & Winsor.

LIBELED: 3-27-62, N. Dist. Ill.

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

DISPOSITION: 8-8-62. Consent—claimed by Pick-Shapiro Fisheries, Inc., Chicago, Ill., and returned to original foreign supplier.

28351. Frozen trout. (F.D.C. No. 47459. S. No. 23-887 T.)

QUANTITY: 51 cases, 12 packages each, at Denver, Colo.

SHIPPED: 3-31-62, from Twin Falls, Idaho, by Idaho Trout Processors.

LABEL IN PART: (Pkg.) "Booth Rocky Mountain Rainbow Trout \* \* \* Packed for Booth Fisheries Corporation \* \* \* Chicago 6, Illinois"; (case) "12 10-