

**LABEL IN PART:** (Ctn.) "Quick Frozen Breaded Fish Portions 18 4-Oz. Portions Packed in U.S.A. for Acadia Fisheries, Ltd., Mulgrave, Nova Scotia \* \* \* Ingredients: Choice Skinless Haddock Fillets," and "Sea Pass Brand \* \* \* Breaded Fish Quick Ready to Cook 24 4-oz. portions Net Weight 6 pounds \* \* \* Ingredients: Ocean Perch \* \* \* Distributed by Meletio Sea Co., Inc., St. Louis, Missouri."

**RESULTS OF INVESTIGATION:** Examination showed the article to be breaded fillets from fish other than haddock or perch.

**LIBELED:** 1-28-63, S. Dist. Ind.

**CHARGE:** 402(b) (2)—when shipped, fillets from fish other than haddock or perch had been substituted in whole or in part for the article; 403(a)—the label statements "Haddock" and "Ocean Perch" were false and misleading as applied to a product consisting of fish fillets from fish other than haddock or perch; and 403(b)—fillets from fish other than those claimed on the labels had been offered for sale under the name of another food, namely, haddock or perch.

**DISPOSITION:** 4-9-63. Consent—claimed by Commodore Foods, Inc., and ordered released for relabeling.

**28947. Frozen fish fillets.** (F.D.C. No. 48680. S. Nos. 17-581/2 V.)

**QUANTITY:** 756 lbs. at Richmond, Ind.

**SHIPPED:** 7-27-62 and 8-14-62, from Lowell, Mass., by Commodore Foods, Inc.

**LABEL IN PART:** (Ctn.) "Sea Pass Brand Breaded Fish 24 4-ounce portions Net Weight 6 Pounds Ingredients: \* \* \* Cod [or "Haddock"] \* \* \* Distributed by Meletio Sea Co., Inc., St. Louis, Missouri."

**RESULTS OF INVESTIGATION:** Examination showed the articles to be breaded fish fillets prepared from fish other than cod or haddock.

**LIBELED:** 1-29-63, S. Dist. Ind.

**CHARGE:** 402(b) (2)—when shipped, fish fillets other than cod or haddock had been substituted in whole or in part for the article; 403(a)—the label statements "Cod" and "Haddock" were false and misleading as applied to products consisting of fish fillets from fish other than cod or haddock; and 403(b)—fillets from fish other than those claimed on the labels had been offered for sale under the name of another food, namely, cod or haddock.

**DISPOSITION:** 4-9-63. Consent—claimed by Commodore Foods, Inc., and ordered released for relabeling.

**28948. Frozen fish fillets.** (F.D.C. No. 48948. S. Nos. 59-861/2 V, 86-106/7 V.)

**QUANTITY:** 588 cases, each containing 10 5-lb. boxes, at Miami, Fla.

**SHIPPED:** On an unknown date, from Merida, Yuc., Mexico, by Fernando Gamboa Gamboa.

**LABEL IN PART:** (Box) "Marca Atlantida Brand Fresh Frozen Fish Fillets Snapper \* \* \* Fernando Gamboa Gamboa, \* \* \* Merida, Yuc. Mexico."

**RESULTS OF INVESTIGATION:** Examination showed the article to be fillets from grouper fish.

**LIBELED:** 5-21-63, S. Dist. Fla.

**CHARGE:** 403(a)—when shipped, the name of the article "snapper" was false and misleading as applied to a product consisting of grouper fish fillets; and 403(b)—the article was grouper fish fillets and was offered for sale under the name of another food, namely, snapper fish fillets.