

LIBELED: 9-17-63, W. Dist. Mo.

CHARGE: 402(a)(3)—contained insects and insect parts while held for sale.

DISPOSITION: 2-10-64. Default—destruction.

29445. Nonfat dry milk solids. (F.D.C. No. 49671. S. No. 65-323 X.)

QUANTITY: 235 100-lb. bags at Atlanta, Ga.

SHIPPED: 10-31-63, from Watertown, Wis., by Wm. Fitzgerald Milk Products Corp.

LABEL IN PART: (Bag) "Buttercup Brand Extra Grade Low Heat * * * Distributed by Wm. Fitzgerald Milk Products Corp., Watertown, Wisconsin * * * Extra Grade Nonfat Dry Milk Solids."

RESULTS OF INVESTIGATION: Investigation indicated that the article consisted of equipment cleanout, scorched milk, and floor sweep material, and that it had been originally bagged, labeled, and sold as animal feed but subsequently re-bagged by the shipper and sold as "Extra Grade" for human food use.

LIBELED: 1-7-64, N. Dist. Ga.

CHARGE: 402(a)(3)—When shipped, contained hair, pieces of wood, metal fiber, sand, grit, lint and other nondescript material; and 403(a)—the label statement "Extra Grade" was false and misleading as applied to a product containing hair, pieces of wood, pieces of metal fiber, sand, grit, lint and other nondescript material.

DISPOSITION: 2-11-64. Default—ordered destroyed, or delivered to a Government institution for use as animal food after being denatured.

EGGS

29446. Frozen eggs. (F.D.C. No. 47967. S. No. 4-917 T.)

QUANTITY: 92 30-lb. cans at Arlington, Va.

SHIPPED: 7-31-62 and 8-3-63, from Baltimore, Md., by Smelkinson Bros. Corp.

LABEL IN PART: "Buffington & Ward, Inc. * * * Frozen Whole Eggs * * * Baltimore, Md."

LIBELED: 8-13-62, E. Dist. Va.

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

DISPOSITION: 9-25-62. Consent—claimed by Smelkinson Bros. Corp. Segregated; 21 cans denatured.

29447. Frozen eggs. (F.D.C. No. 48967. S. No. 8-034 V.)

QUANTITY: 2,400 30-lb. cans at Roxbury, Mass.

SHIPPED: Between 11-1-62 and 4-23-63, from Derry and Salem, N.H., and Somerville, Mass.

RESULTS OF INVESTIGATION: The frozen eggs had been prepared and packed locally from shell eggs shipped as above.

LIBELED: 5-17-63, Dist. Mass.

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

DISPOSITION: 8-27-63. Consent—claimed by Saul F. Fleishman, t/a Fleishman & Co., of Boston, Mass., and denatured after attempts to recondition proved to be unsuccessful.