

SHIPPED: The active drug ingredient was shipped on 2-13-62, from Teterboro, N.J.

LABEL IN PART: (Bag) "Sun Side Pre-Starter Medicated [or "Rapid Gro Broiler Mash Medicated," "Rapid Gro Broiler Mash Medicated * * CRUMBLES," or "Rapid Gro Broiler Mash Medicated * * * PELLETTED"] To aid in preventing outbreaks of coccidiosis. Also for promotion of growth and improved feed efficiency. Active Drug Ingredients: Amprolium * * * (Amprol) 0.0125% * * * Ingredients: Corn Meal, Alfalfa Meal, Soy Bean Oil Meal, Meat Scraps, Wheat Middlings, * * * and Antibiotic Feed Supplement * * * Manufactured by P. J. Oesterling & Son, Inc. Mills at Butler, Pa."

RESULTS OF INVESTIGATION: The Pellets contained approximately 45 percent of the label amount of amprolium, and the Crumbles, 4 percent. The articles were manufactured by the dealer from various ingredients including the active drug ingredient, amprolium.

LIBELED: 2-8-63, W. Dist. Pa.; libel amended 3-8-63.

CHARGE: 402(a)(2)(C)—while held for sale, the articles contained a food additive, namely, amprolium, which was unsafe within the meaning of 409, since it and its use or intended use were not in conformity with a regulation or exemption in effect pursuant to 409, since their labels failed to bear, as regulations required, adequate directions and warning for use, including a statement that such feeds may not be fed to laying hens.

The Crumbles and Pellets were also alleged to be adulterated under the provisions of the Act applicable to drugs as reported in notices of judgment on drugs and devices, No. 7719.

DISPOSITION: 4-11-63. Consent—claimed by P. J. Oesterling & Son, Inc., and released under bond to be brought into compliance with the law.

FISH AND SHELLFISH

29459. Anchovies. (F.D.C. No. 49648. S. Nos. 41-492/3 X.)

QUANTITY: 454 bundles, each containing 4 ctns. of 25 2-oz. cans of rolled fillets of anchovies, and 499 bundles, each containing 4 ctns. of 25 2-oz. cans of flat fillets of anchovies, at Jersey City, N.J.

SHIPPED: 4-25-63 and 5-23-63, from Portugal.

LIBELED: 1-8-64, Dist. N.J.

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

DISPOSITION: 2-13-64. Default—destruction.

29460. Frozen halibut, salmon, and squid. (F.D.C. No. 48446. S. Nos. 39-389/93 V.)

QUANTITY: 23 ctns. containing a total of approximately 3,569 lbs. of halibut, 6 ctns. containing a total of approximately 696 lbs. of salmon, and 31 ctns. containing a total of approximately 1,540 lbs. of squid, at Monmouth Beach, N.J.

SHIPPED: Between 8-23-62 and 11-29-62, from New York, N.Y.

LIBELED: 1-4-63, Dist. N.J.

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

DISPOSITION: 2-11-63. Consent—claimed by Eastern Commission Co., Inc. The squid were destroyed and the other fish were ordered released for re-conditioning.