

**ALLEGED SHIPMENT:** On or about June 19, 22, and 26, 1946, by the Reagan Canning Co., from McAllen, Tex.

**PRODUCT:** 248 cases, each containing 48 10-ounce cans, of tomato puree at Little Rock, Ark.; 34 cases, each containing 48 10-ounce cans, and 390 cases, each containing 6 6-pound, 8-ounce cans, of tomato puree at St. Paul, Minn.; and 248 cases, each containing 24 1-pint, 2-fluid-ounce cans, and 73 cases, each containing 12 1-quart, 14-fluid-ounce cans, of tomato juice at Kansas City, Mo.

**LABEL, IN PART:** "Tomato Puree Reagan's Brand," or "Tomato Juice Reagan's Brand."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), both articles consisted in whole or in part of filthy substances by reason of the presence of fly eggs and maggots, and the puree consisted also in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material; and, Section 402 (a) (4), the articles had been prepared under insanitary conditions whereby they may have become contaminated with filth.

**DISPOSITION:** September 25 and December 16, 1946, and March 31, 1947. Default decrees of condemnation and destruction.

**11469. Misbranding of tomato puree. U. S. v. 498 Cases \* \* \*. (F. D. C. No. 20693. Sample No. 49606-H.)**

**LIBEL FILED:** August 23, 1946, Western District of Louisiana.

**ALLEGED SHIPMENT:** On or about July 16, 1946, by the Delta Canning Co., from Raymondville, Tex.

**PRODUCT:** 498 cases, each containing 48 10½-ounce cans, of tomato puree at Shreveport, La.

**LABEL, IN PART:** "Frost Brand Tomato Puree."

**NATURE OF CHARGE:** Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard for tomato puree since it contained less than 8.37 percent of salt-free tomato solids.

**DISPOSITION:** November 5, 1946. The Delta Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be brought into compliance with the law, under the supervision of the Federal Security Agency.

**11470. Adulteration of tomato sauce. U. S. v. 2,984 Cases, etc. (F. D. C. Nos. 20654, 20841. Sample Nos. 56255-H, 67107-H.)**

**LIBELS FILED:** On or about August 22 and September 9, 1946, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about June 8, 22, and 25, 1946, by the St. Clair Foods Co., Ltd., from McAllen, Tex.

**PRODUCT:** 4,313 cases, each containing 48 8-ounce cans, of tomato sauce at Kansas City, Mo. Examination showed that both lots contained decomposed tomato material and that 1 lot contained fly eggs and larvae.

**LABEL, IN PART:** "Royal Rio Spanish Style Tomato Sauce."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance and (1 lot) a filthy substance.

**DISPOSITION:** December 6, 1946. The St. Clair Foods Co., Ltd., having admitted the allegations of the libels, and the cases having been consolidated, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration.

#### NUTS\*

**11471. Adulteration of brazil nuts, mixed nuts, and shelled filberts. U. S. v. 30 Bags of Brazil Nuts, etc. (and 4 other seizure actions). (F. D. C. Nos. 20431, 21785, 21865, 21948, 21990. Sample Nos. 59918-H, 60527-H, 60528-H, 65449-H, 65456-H, 70500-H.)**

**LIBELS FILED:** Between the dates of July 26 and December 18, 1946, Southern District of California and Eastern and Western Districts of Pennsylvania.

\*See also No. 11351.