

TOMATOES

15537. Adulteration of canned tomatoes. U. S. v. 250 Cases, etc. (F. D. C. No. 27948. Sample Nos. 46317-K to 46319-K, incl.)

LABEL FILED: October 28, 1949, Southern District of Illinois.

ALLEGED SHIPMENT: On or about September 20, 1949, by the Omega Canning Co., from Atlanta, Ind.

PRODUCT: 411 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Springfield, Ill.

LABEL, IN PART: "Glendale Brand [or "Tastgood Brand" or "Mrs. Lane's"] Tomatoes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of fly eggs and maggots; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 7, 1949. Default decree of condemnation and destruction.

15538. Adulteration and misbranding of canned tomatoes. U. S. v. 741 Cases * * *. (F. D. C. No. 28013. Sample No. 63709-K.)

LABEL FILED: September 29, 1949, Western District of North Carolina.

ALLEGED SHIPMENT: On or about August 10, 1949, by the Longwoods Canning Co., from Longwoods, Md.

PRODUCT: 741 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Murphy, N. C.

LABEL, IN PART: (Can) "Longwoods Brand Tomatoes."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality and strength.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for canned tomatoes since it contained added water, which is not permitted in the standard.

DISPOSITION: November 21, 1949. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution.

15539. Adulteration and misbranding of canned tomatoes. U. S. v. 698 Cases * * *. (F. D. C. No. 27828. Sample No. 52322-K.)

LABEL FILED: September 9, 1949, Middle District of Tennessee.

ALLEGED SHIPMENT: On or about August 13, 1949, by A. W. Sisk & Son, from Longwoods, Md.

PRODUCT: 698 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Nashville, Tenn.

LABEL, IN PART: (Can) "Longwoods Brand Tomatoes * * * Packed in U. S. A. by Longwoods Canning Co. Longwoods, Md."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality and strength.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for canned tomatoes since it contained

added water, which is not permitted as an ingredient of canned tomatoes; and, Section 403 (h) (1), the product fell below the standard of quality for canned tomatoes since it contained excessive tomato peel and its label failed to bear a statement that the product fell below the standard.

DISPOSITION: November 29, 1949. Default decree of condemnation. The court ordered that the product be delivered to a county institution.

15540. Adulteration and misbranding of canned tomatoes. U. S. v. 497 Cases * * *. (F. D. C. No. 27845. Sample No. 47623-K.)

LIBEL FILED: September 16, 1949, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about July 22, 1949, by A. W. Sisk & Son and W. T. Andrews, from Cambridge, Md.

PRODUCT: 497 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Norfolk, Va.

LABEL, IN PART: (Can) "Red-Glo Tomatoes."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), an article containing added water had been substituted in part for canned tomatoes.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for canned tomatoes since it contained added water, which is not permitted as an ingredient in the definition and standard.

DISPOSITION: November 23, 1949. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution.

NUTS AND NUT PRODUCTS

15541. Adulteration of brazil nuts. U. S. v. 50 Cases * * *. (F. D. C. No. 28287. Sample No. 13989-K.)

LIBEL FILED: November 10, 1949, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 28, 1949, by Graham Co., Inc., from New York, N. Y.

PRODUCT: 50 cases, each containing 24 1-pound bags, of brazil nuts at Philadelphia, Pa.

LABEL, IN PART: (Bag) "Brazil Redbow Nuts."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of moldy and rancid nuts.

DISPOSITION: November 30, 1949. No claimant having appeared, judgment of condemnation was entered and the court ordered that the product be destroyed.

15542. Adulteration of shelled pecans. U. S. v. 8 Boxes * * *. (F. D. C. No. 27995. Sample No. 48427-K.)

LIBEL FILED: September 22, 1949, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 16, 1949, by the Orangeburg Pecan Co., from Orangeburg, S. C.

PRODUCT: 8 30-pound boxes of shelled pecans at Philadelphia, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: October 24, 1949. Default decree of condemnation and destruction.