

ALLEGED SHIPMENT: On or about April 17, 1951, from New York, N. Y.

PRODUCT: 64 cases, each containing 50 30-ounce cans, of tomato paste at Denver, Colo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. The product was undergoing progressive spoilage. It was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 6, 1951. Decree of condemnation and destruction.

18340. Adulteration of tomato puree. U. S. v. 149 Cases * * *. (F. D. C. No. 31974. Sample No. 26374-L.)

LIBEL FILED: November 1, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 12, 1951, by Morris April Bros., from Tuckahoe, N. J.

PRODUCT: 149 cases, each containing 6 6-pound, 8-ounce cans, of tomato puree at Philadelphia, Pa.

LABEL, IN PART: "Arthur Brand Fancy Tomato Puree."

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 of a decomposed substance by reason of the presence of decomposed tomato material; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 11, 1951. Default decree of condemnation and destruction.

18341. Adulteration of tomato puree. U. S. v. 8 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 32035, 32036. Sample Nos. 7862-L, 7864-L.)

LIBELS FILED: October 22, 1951, Western District of New York.

ALLEGED SHIPMENT: On or about April 23, 1951, from Portugal.

PRODUCT: 27 cases, each containing 10 cans, of tomato puree at Buffalo, N. Y.

LABEL, IN PART: "Tomato Puree Gross Weight Ab. 5 Kg."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. The product was undergoing progressive spoilage. It was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: November 20, 1951. Default decrees of condemnation and destruction.

18342. Misbranding of tomato juice. U. S. v. 80 Cases * * *. (F. D. C. No. 32063. Sample No. 18992-L.)

LIBEL FILED: November 2, 1951, District of South Dakota.

ALLEGED SHIPMENT: On or about September 10, 1951, by Dwan's Home Canned Products, St. Joseph, Mich.

PRODUCT: 80 cases, each containing 12 cans, of tomato juice at Sioux Falls, S. Dak.