

Further misbranding, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned peas because of high alcohol-insoluble solids, and the label failed to bear a statement that the article fell below such standard.

DISPOSITION: July 24, 1952. The Fresh Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency.

TOMATOES AND TOMATO PRODUCTS

18885. Adulteration of canned tomatoes. U. S. v. 196 Cases * * *. (F. D. C. No. 32873. Sample No. 22280-L.)

LIBEL FILED: March 13, 1952, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about November 28, 1951, from Naples, Italy.

PRODUCT: 196 cases, each containing 48 1-pound, 1-ounce cans, of tomatoes at New Orleans, La.

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

DISPOSITION: April 15, 1952. Default decree of condemnation and destruction.

18886. Misbranding of canned tomatoes. U. S. v. 526 Cases * * *. (F. D. C. No. 33006. Sample Nos. 1790-L, 2391-L, 2392-L.)

LIBEL FILED: April 10, 1952, Northern District of Georgia.

ALLEGED SHIPMENT: On or about October 16 and 25, 1951, and February 1, 1952, by R. I. Lednum & Co., from Pocomoke, Md.

PRODUCT: 526 cases, each containing 6 6-pound, 6-ounce cans, of tomatoes at Atlanta, Ga.

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

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned tomatoes because of excessive peel, and the label failed to bear a statement that the article fell below such standard.

DISPOSITION: May 22, 1952. R. I. Lednum & Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Federal Security Agency.

18887. Adulteration of tomato catsup. U. S. v. 825 Cases * * *. (F. D. C. No. 32949. Sample No. 17991-L.)

LIBEL FILED: March 14, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about February 12, 1952, by J. R. Barry & Co., from Los Angeles, Calif.

PRODUCT: 825 cases, each containing 24 14-ounce bottles, of tomato catsup at Carlstadt, N. J.

LABEL, IN PART: "Fresh Pak Brand Tomato Catsup."