

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article was unfit for food by reason of the presence of dirt and grit.

DISPOSITION: August 6, 1953. Default decree of condemnation and destruction.

20479. Adulteration of canned sauerkraut. U. S. v. 70 Cases * * *. (F. D. C. No. 34745. Sample No. 34559-L.)

LIBEL FILED: March 19, 1953, Southern District of Illinois.

ALLEGED SHIPMENT: On or about January 5, 1953, by the Green Bay Food Co., from Green Bay, Wis.

PRODUCT: 70 cases, each containing 24 1-pound cans, of sauerkraut at Peoria, Ill.

LABEL, IN PART: (Can) "L'Art Brand Northern Grown Sauer Kraut."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: April 15, 1953. Default decree of condemnation and destruction.

20480. Adulteration of vegetable juice. U. S. v. 158 Cases, etc. (F. D. C. No. 34941. Sample No. 73056-L.)

LIBEL FILED: April 13, 1953, District of New Jersey.

ALLEGED SHIPMENT: On or about March 2, 1953, from Scranton, Pa., by Carl Krauth, trading as the Kay Fruit Co.

PRODUCT: 158 cases, each containing 12 No. 3 cans, and 1 case, containing 24 No. 2 cans, of vegetable juice at Gloucester, N. J.

LABEL, IN PART: (Portion of cans) "V-8 Cocktail Vegetable Juices Contents 1 Qt. 14 Fl. Oz. [or "Contents 1 Pt. 2 Fl. Oz."] * * * Packed By Standard Brands Incorporated New York, N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance, and it was otherwise unfit for food by reason of the presence of pieces of lacquer peeled from the inner coating of the cans.

DISPOSITION: May 15, 1953. Default decree of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

20481. Misbranding of canned tomatoes. U. S. v. 746 Cases * * *. (F. D. C. No. 34959. Sample No. 51642-L.)

LIBEL FILED: April 20, 1953, District of New Jersey.

ALLEGED SHIPMENT: On or about March 31, 1953, by H. P. Tull & Co., from Kingston, Md.

PRODUCT: 746 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Hawthorne, N. J.

LABEL, IN PART: (Can) "Iona 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 the standard.

DISPOSITION: May 19, 1953. H. P. Tull & Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court

ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

20482. Misbranding of canned tomatoes. U. S. v. 292 Cases * * *. (F. D. C. No. 34748. Sample No. 53483-L.)

LIBEL FILED: March 13, 1953, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 31, 1953, by Steinfeldt-Thompson Co., Inc., from Dania, Fla.

PRODUCT: 292 cases, each containing 24 1-pound cans, of tomatoes at St. Louis, Mo.

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

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

DISPOSITION: April 21, 1953. The shipper, 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 Department of Health, Education, and Welfare. The product was relabeled.

20483. Misbranding of canned tomatoes. U. S. v. 23 Cases * * *. (F. D. C. No. 34764. Sample No. 53199-L.)

LIBEL FILED: On or about March 31, 1953, Western District of Missouri.

ALLEGED SHIPMENT: On or about December 2, 1952, by the Allen Canning Co., from Siloam Springs, Ark.

PRODUCT: 23 cases, each containing 6 cans, of tomatoes at West Plains, Mo.

LABEL, IN PART: (Can) "King of Ozarks Brand Standard Grade Tomatoes Contents 6 Lbs. 6 Oz."

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 tomato peel.

DISPOSITION: August 7, 1953. A default decree was entered providing for the delivery of the product to a Federal institution, for consumption by the inmates.

20484. Adulteration of tomato juice. U. S. v. 83 Cases * * *. (F. D. C. No. 34780. Sample No. 61426-L.)

LIBEL FILED: March 26, 1953, Western District of Oklahoma.

ALLEGED SHIPMENT: On or about November 4, 1952, by Shuttleworth Foods, Inc., from Warren, Ind.

PRODUCT: 83 cases, each containing 24 1-pint, 2-ounce cans, of tomato juice at Enid, Okla.

LABEL, IN PART: (Can) "Santa Fe Brand Tomato Juice."

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 decomposed tomato material.

DISPOSITION: May 12, 1953. The Ranney-Davis Mercantile Co., Enid, Okla., having filed an answer admitting the ownership of the product and stating that the product was purchased in good faith, and the court having found that