

DISPOSITION: April 22, 1954. Pleas of guilty having been entered, the court imposed a fine of \$500 against the corporation and a fine of \$100 against the individual. A sentence of 1 year in jail against the individual was suspended.

20990. Adulteration of canned sweetpotatoes. U. S. v. 28 Cases * * *. (F. D. C. No. 35706. Sample No. 59781-L.)

LIBEL FILED: October 9, 1953, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about September 10, 1953, by H. E. Kelley & Co., Inc., from Norfolk, Va.

PRODUCT: 28 cases, each containing 6 cans, of sweetpotatoes at Durham, N. C.

LABEL, IN PART: (Can) "Kelley's Whole Sweet Potatoes In Syrup Contents 6 Lbs. 6 Oz."

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

DISPOSITION: November 13, 1953. Default decree of condemnation and destruction.

20991. Adulteration of canned sauerkraut. U. S. v. Storey Food Products Co. and James F. Storey. Pleas of guilty. Fine of \$1,000 against each defendant; fine against James F. Storey to be remitted upon payment of fine against corporation. (F. D. C. No. 35835. Sample Nos. 70007-L, 70008-L.)

INFORMATION FILED: June 14, 1954, District of Utah, against the Storey Food Products Co., a corporation, Ogden, Utah, and James F. Storey, president of the corporation.

ALLEGED SHIPMENT: On or about October 27, 1953, from the State of Utah into the State of Idaho.

LABEL, IN PART: (Can) "Big S SauerKraut Made from Crisp White Morgan Cabbage Storey Food Products Co. Growers—Packers—Distributors Ogden, Utah."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of insect fragments, aphids and thrips; and Section 402 (a) (4), the article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 30, 1954. The defendants having entered pleas of guilty, the court imposed a fine of \$1,000 against the corporation and \$1,000 against the individual, and ordered that the fine imposed against the individual be remitted upon the payment of the fine against the corporation.

TOMATOES AND TOMATO PRODUCTS

20992. Adulteration of canned tomatoes. U. S. v. Miles A. Brown (Brown Canning Co.). Plea of guilty. Fine \$1,000. Defendant also sentenced to 1 year in jail, which sentence was suspended, and placed on probation for 5 years. (F. D. C. No. 35108. Sample Nos. 53429-L, 54340-L, 66683-L, 66836-L.)

INFORMATION FILED: August 6, 1953, District of Delaware, against Miles A. Brown, trading as the Brown Canning Co., Woodside, Del.