

TOMATOES AND TOMATO PRODUCTS

8628. Adulteration of tomato catsup. U. S. v. 172 Cases of Tomato Catsup (and 2 other seizure actions against tomato catsup). Default decrees of condemnation and destruction. (F. D. C. Nos. 16060, 16653, 16654. Sample Nos. 2215-H, 2271-H, 3472-H, 3480-H.)

LIBELS FILED: May 2 and July 16, 1945, Eastern District of North Carolina.

ALLEGED SHIPMENT: On or about December 11, 1944, by the S. J. Van Lill Co., from Baltimore, Md.

PRODUCT: 172 cases, 31 cases, and 163 cases, each containing 24 8-ounce bottles, of catsup at Rocky Mount, Weldon, and Henderson, N. C., respectively.

LABEL, IN PART: "Van Lill's Astoria Brand Tomato Catsup."

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

DISPOSITION: August 23, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

8629. Adulteration of tomato juice. U. S. v. 164 Cases and 150 Cases of Tomato Juice. Default decrees of condemnation. Product ordered delivered to a public institution. (F. D. C. Nos. 16422, 16423. Sample Nos. 16827-H, 16828-H.)

LIBELS FILED: June 15 and 25, 1945, Northern District of Illinois.

ALLEGED SHIPMENT: On or about February 22, 1945, by the R. H. Denbo Canning Co., from Roanoke, Ind.

PRODUCT: 164 cases and 150 cases, each containing 12 46-ounce cans, of tomato juice at Chicago, Ill.

LABEL, IN PART: "Tomato Juice * * * Garo Brand," or "Dinner Party Brand Tomato Juice."

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

DISPOSITION: September 26, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed. On October 22, 1945, amended decrees were entered ordering the product delivered to a public institution, for use as animal feed.

8630. Adulteration of tomato paste and tomato sauce. U. S. v. Western California Cannery. Plea of guilty. Fine, \$30. (F. D. C. No. 16576. Sample Nos. 17703-H, 27306-H, 29591-H.)

INFORMATION FILED: October 11, 1945, Northern District of California, against the Western California Cannery, a partnership, Antioch, Calif.

ALLEGED SHIPMENT: Between the approximate dates of November 13, 1944, and April 5, 1945, from the State of California into the States of Illinois, Oregon, and New York.

LABEL, IN PART: "S and W Tomato Sauce S and W Fine Foods, Inc. Distributors San Francisco," or "Pastene * * * Tomato Paste Distributed By Pastene & Co., Inc. New York-Boston-Montreal."

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

DISPOSITION: November 2, 1945. A plea of guilty having been entered, the defendant was fined \$30.

8631. Adulteration of tomato paste. U. S. v. 38 Cases of Tomato Paste. Default decree of condemnation and destruction. (F. D. C. No. 15694. Sample No. 28455-H.)

LIBEL FILED: May 8, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about November 10, 1944, by the Sun Garden Packing Co., from San Jose, Calif.

PRODUCT: 38 cases, each containing 6 6-pound, 14-ounce cans, of tomato paste at Seattle, Wash.

LABEL, IN PART: "Green Bow Tomato Paste."

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

DISPOSITION: October 31, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.