

**8636. Adulteration of tomato puree. U. S. v. 248 Cases of Tomato Puree. Consent decree of condemnation and destruction. (F. D. C. No. 15599. Sample No. 29462-H.)**

**LIBEL FILED:** March 7, 1945, District of Hawaii.

**ALLEGED SHIPMENT:** On or about February 2, 1945, by American Factors, Ltd., from San Francisco, Calif.

**PRODUCT:** 248 cases, each containing 24 1-pound, 12-ounce cans, of tomato puree at Honolulu, T. H. This product contained decomposed tomato material.

**LABEL, IN PART:** "Flotta Tomato Puree \* \* \* Packed by Flotill Products Incorporated Stockton, Calif."

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

**DISPOSITION:** August 29, 1945. American Factors, Ltd., claimant, having admitted that the product was adulterated as alleged in the libel, judgment of condemnation was entered and the product was ordered destroyed.

**8637. Adulteration of tomato puree. U. S. v. 72 Cases of Tomato Puree (and 5 other seizure actions against tomato puree). Default decrees of condemnation and destruction. (F. D. C. Nos. 16463 to 16466, incl., 16468 to 16471, incl. Sample Nos. 27389-H, 27391-H to 27393-H, incl., 28087-H, 28090-H, 28258-H, 28475-H.)**

**LIBELS FILED:** Between June 15 and 23, 1945, District of Oregon and Western District of Washington.

**ALLEGED SHIPMENT:** On or about March 3, 1945, by the St. Marys Packing Co., from St. Marys, Ohio.

**PRODUCT:** 407 cases at Portland, Oreg., 701 cases at Seattle, Wash., and 90 cases at Tacoma, Wash., each case containing 6 No. 10 cans, of tomato puree.

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

**DISPOSITION:** Between July 23 and September 20, 1945. No claimants having appeared, judgments of condemnation were entered and the product was ordered destroyed.

### NUTS AND NUT PRODUCTS

**8638. Adulteration of canned coconut. U. S. v. 7 Cases of Canned Coconut. Default decree of condemnation and destruction. (F. D. C. No. 16663. Sample No. 644-H.)**

**LIBEL FILED:** July 3, 1945, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about May 21, 1945, by Charles R. Allen, from Jacksonville, Fla.

**PRODUCT:** 7 cases, each containing 48 13-ounce cans, of coconut at Winder, Ga. Examination showed that the article was undergoing decomposition.

**LABEL, IN PART:** "Ferro Brand Grated Coconut in Heavy Syrup \* \* \* Packed by Industrias Ferro, S. A. Pinar Del Rio Republic of Cuba."

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

**DISPOSITION:** October 23, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8639. Misbranding of mixed, salted nuts. U. S. v. 29 Cases of Mixed Salted Nuts. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 16057. Sample Nos. 4069-H, 4451-H.)**

**LIBEL FILED:** April 21, 1945, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about March 19 and 20, 1945, by the Cosmo Packing Co., from New York, N. Y.

**PRODUCT:** 29 cases, each containing 24 jars, of mixed, salted nuts at Philadelphia, Pa. Examination showed that the product was short-weight.

**LABEL, IN PART:** "Delta Finest Quality Mixed Nuts \* \* \* 4½ ozs. Net."

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents.

**DISPOSITION:** October 18, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.