

**ALLEGED SHIPMENT:** Between the approximate dates of November 10 and 19, 1945, by Flotill Products, Inc., from Stockton and Modesto, Calif.

**PRODUCT:** Tomato paste. 358 cases at Denver and 205 cases at Trinidad, Colo., each case containing 96 6-ounce cans, and 674 cases, each containing 6 6-pound, 15-ounce cans, at Brooklyn, N. Y.

**LABEL, IN PART:** "Flotill Pure Tomato Paste," or "Flotta Brand Tomato Paste."

**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, and a portion of the article consisted also in whole or in part of a filthy substance by reason of the presence of insect fragments.

**DISPOSITION:** June 27 and July 15, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

**10659. Adulteration of tomato paste and tomato puree. U. S. v. 655 Cases of Tomato Paste (and 3 other seizure actions against tomato paste and tomato puree).** (F. D. C. Nos. 18744, 18777, 18858 to 18860, incl., 18990. Sample Nos. 8155-H, 21395-H, 35025-H, 35902-H, 35906-H, 35907-H.)

**LIBELS FILED:** On or about January 4, 5, 22, and 29, 1946, Western District of Missouri, Eastern District of Arkansas, and District of Connecticut.

**ALLEGED SHIPMENT:** On or about October 29 and November 6, 1945, by the Manteca Canning Co., from Manteca, Calif.

**PRODUCT:** 996 cases at Kansas City, Mo., and 336 cases at Little Rock, Ark., each case containing 96 cans of tomato paste; and 245 cases, each containing 24 1-pound, 12-ounce cans, of tomato puree at Stamford, Conn.

**LABEL, IN PART:** "Mattina Brand Tomato Paste," or "Puretest Brand Tomato Puree."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of decomposed substances by reason of the presence of decomposed tomato material.

**DISPOSITION:** January 23 and March 15 and 21, 1946. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

On March 26, 1946, an amended decree was entered in the Connecticut case, providing for the delivery of the products to a Federal institution, for use as hog feed.

**10660. Adulteration of tomato puree. U. S. v. 725 Cases \* \* \* (and 3 other seizure actions).** (F. D. C. Nos. 19590, 19591, 19616, 19626, 19627. Sample Nos. 13343-H, 34930-H, 39439-H, 52647-H to 52650-H, incl.)

**LIBELS FILED:** Between April 11 and 25, 1946, Northern, Eastern, and Southern Districts of Illinois.

**ALLEGED SHIPMENT:** Between the approximate dates of February 20 and March 7, 1946, by the Bertman Pickle Co., from Cleveland, Ohio.

**PRODUCT:** 725 cases at Danville, Ill., 148 cases at Jacksonville, Ill., 44 cases at Paris, Ill., and 415 cases at Chicago, Ill., each case containing 6 6-pound, 8-ounce cans, of tomato puree.

**LABEL, IN PART:** "Tomato Puree Distributed By Walter English Columbus, Ohio [or "Packed by Lutz Canning Co. Defiance, Ohio," or "Packed by Pleasant Hill Canning Co. Pleasant Hill, Ohio"]."

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

**DISPOSITION:** May 17 and 20 and July 26, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

**10661. Adulteration of tomato puree. U. S. v. 405 Cases \* \* \* (and 2 other seizure actions).** (F. D. C. Nos. 18765, 18781, 19331. Sample Nos. 13782-H, 13790-H, 14453-H, 15010-H.)

**LIBELS FILED:** January 2 and March 22, 1946, Northern District of Illinois and Northern District of Ohio.

**ALLEGED SHIPMENT:** On or about October 20, 22, and 23, 1945, by the Gaston Canning Co., from Gaston, Ind.

**PRODUCT:** 405 cases, each containing 24 1-pound, 4-ounce cans, and 357 cases, each containing 24 1-pound, 3-ounce cans, of tomato puree at Cleveland, Ohio; and 260 cases, each containing 24 1-pound, 3-ounce cans, of tomato puree at Chicago, Ill.

**LABEL, IN PART:** "Gaston Brand Tomato Puree Fancy Heavy [or "Fancy Heavy Tomato Puree"]," or "Weideman Boy Brand Tomato Puree."

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

**DISPOSITION:** August 21 and September 30, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed. The Chicago lot was ordered delivered to a public institution, for use as animal feed.

**10662. Adulteration of tomato puree. U. S. v. 118 Cases \* \* \* (and 2 other seizure actions).** (F. D. C. Nos. 18373-A, 18783, 18823. Sample Nos. 14317-H, 14319-H, 14343-H, 14590-H.)

**LIBELS FILED:** November 19, 1945, and January 2 and 7, 1946, Western District of Kentucky.

**ALLEGED SHIPMENT:** Between the approximate dates of September 17 and October 12, 1945, by the Kenneth N. Rider Co., Inc., from Trafalgar, Ind.

**PRODUCT:** Tomato puree. 531 cases at Louisville and 80 cases at Bowling Green, Ky. Each case in a portion of the product contained 6 6-pound, 8-ounce cans, and each case in the remainder contained 48 10½-ounce cans. The product contained decomposed tomato material.

**LABEL, IN PART:** "Red Gold [or "Trafalgar"] Brand Indiana Tomato Puree."

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

**DISPOSITION:** March 4, May 15, and June 3, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered delivered to charitable institutions, to be utilized as animal feed.

**10663. Adulteration of tomato puree. U. S. v. 297 Cases \* \* \*.** (F. D. C. No. 18167. Sample No. 3523-H.)

**LIBEL FILED:** October 17, 1945, Middle District of Georgia.

**ALLEGED SHIPMENT:** On or about October 1, 1945, by D. E. Foote & Co., Inc., from Baltimore, Md.

**PRODUCT:** 297 cases, each containing 6 6-pound, 9-ounce cans, of tomato puree at Macon, Ga.

**LABEL, IN PART:** "Family Brand Tomato Puree."

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

**DISPOSITION:** November 14, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**10664. Adulteration of canned tomato sauce. U. S. v. 994 Cases \* \* \*.** (F. D. C. No. 19297. Sample No. 37434-H.)

**LIBEL FILED:** March 8, 1946, Western District of Washington.

**ALLEGED SHIPMENT:** On or about August 10 and December 6, 1945, by the Hunt Brothers Packing Co., from Hayward, Calif.

**PRODUCT:** 994 cases, each containing 72 8-ounce cans, of tomato sauce at Seattle, Wash.

**LABEL, IN PART:** "Hunt's Supreme Quality Fancy Spanish Style Tomato Sauce."

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