

TOMATOES AND TOMATO PRODUCTS

10828. Adulteration of canned tomatoes. U. S. v. 700 Cases * * *. (F. D. C. No. 18927. Sample No. 35908-H.)

LIBEL FILED: On or about February 19, 1946, Western District of Missouri.

ALLEGED SHIPMENT: On or about October 2, 1945, by the Crawford Canning Co., from Olvey, Ark.

PRODUCT: 700 cases, each containing 6 6-pound, 5-ounce cans, of tomatoes at Kansas City, Mo. Examination showed that the product was undergoing bacterial decomposition.

LABEL, IN PART: "Summer Girl Brand Tomatoes."

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

DISPOSITION: April 2, 1946. The Crawford Canning Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The normal cans were separated from the abnormal cans, and the latter were destroyed.

10829. Adulteration of tomato catsup. U. S. v. 816 Cases * * *. (F. D. C. No. 18820. Sample No. 52557-H.)

LIBEL FILED: January 8, 1946, Southern District of Ohio.

ALLEGED SHIPMENT: On or about October 12, 1945, by the Lutz Canning Co., Delphi, Ind.

PRODUCT: 816 cases, each containing 6 No. 10 cans, of tomato catsup at Columbus, Ohio. This product contained decomposed tomato material.

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

DISPOSITION: July 25, 1946. No claimant having appeared, judgment was entered ordering the product destroyed.

10830. Adulteration of tomato catsup. U. S. v. 25 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 18813, 18925. Sample Nos. 14335-H, 25015-H.)

LIBELS FILED: January 5 and 29, 1946, Western District of Kentucky and Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about November 2 and 20, 1945, by Vincennes Packing Corporation, from Vincennes, Ind.

PRODUCT: Tomato catsup. 25 cases at Providence, Ky., and 40 cases at Baton Rouge, La., each case containing 24 14-ounce bottles. Examination of the product showed the presence of mold and rot fragments.

LABEL, IN PART: "Alice of Old Vincennes Tomato Catsup," or "Red & White Brand Tomato Catsup."

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

DISPOSITION: May 1 and 7, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

10831. Adulteration of tomato paste. U. S. v. 600 Cases, etc. (F. D. C. No. 18782. Sample Nos. 5212-H, 5213-H.)

LIBEL FILED: January 3, 1946, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 6, 1945, by Flotill Products, Inc., from Stockton, Calif.

PRODUCT: 600 cases, each containing 96 6-ounce cans, and 198 cases, each containing 6 6-pound, 15-ounce cans, of tomato paste at Harrisburg, Pa.

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.

DISPOSITION: October 24, 1946. Flotill Products, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and destroyed under the supervision of the Food and Drug Administration. Segregation was found to be impracticable, and the entire lot was destroyed.

10832. Adulteration of tomato puree. U. S. v. 1,997 Cases * * *. (F. D. C. No. 19023. Sample No. 46033-H.)

LIBEL FILED: February 4, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about December 5, 1945, by Luigi Lotorto, Stockton, Calif.

PRODUCT: 1,997 cases, each containing 24 1-pound, 13-ounce cans, of tomato puree at New York, N. Y.

LABEL, IN PART: "Felice Brand Tomato Puree * * * Packed by Hollister Canning Co. Hollister, California."

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 7, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10833. Adulteration of tomato puree. U. S. v. 100 Cases * * * (and 4 other seizure actions). (F. D. C. Nos. 18861, 19001, 19010, 19147, 19148. Sample Nos. 20848-H, 29511-H, 41822-H, 59607-H, 59609-H.)

LIBELS FILED: Between the approximate dates of January 24, 1946, and February 14, 1946, Western District of Missouri, Eastern District of Virginia, Southern District of New York, and Western District of Pennsylvania.

ALLEGED SHIPMENT: Between the approximate dates of November 20 and December 7, 1945, by Ensher, Alexander and Barsoom, Inc., Isleton and Oakland, Calif.

PRODUCT: 100 cases at Kansas City, Mo., 492 cases at Norfolk, Va., 197 cases at New York, N. Y., and 1,047 cases at Pittsburgh, Pa., each case containing 6 6-pound, 9-ounce cans, of tomato puree.

LABEL, IN PART: "E and A Brand Fancy 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: February 14, March 26, and June 25, 1946. The sole intervener in the case instituted at Norfolk having consented to the entry of a decree, and no appearance having been entered in the remaining actions, judgments of condemnation were entered and the product was ordered destroyed.

10834. Adulteration of tomato puree. U. S. v. 813 Cases * * *. (F. D. C. No. 18976. Sample No. 7395-H.)

LIBEL FILED: January 11, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about November 2, 1945, by the Stanislaus Canning Co., from Modesto, Calif.

PRODUCT: 813 cases, each containing 6 No. 10 cans, of tomato puree at Newark, N. J.

LABEL, IN PART: "Suzy Bel Brand Fancy Tomato Puree Net Contents 6 Lb. 9 Oz."

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: December 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10835. Adulteration of tomato puree. U. S. v. 150 Cases * * *. (F. D. C. No. 19017. Sample No. 7321-H.)

LIBEL FILED: January 29, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about November 2, 1945, by the Stanislaus Canning Co., from Modesto, Calif.