

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

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for tomato puree. (The product contained less than 8.37 percent of salt-free tomato solids, the minimum permitted by the standard.)

**DISPOSITION:** March 2, 1949. Default decree of condemnation and destruction.

**14744. Adulteration of tomato puree and adulteration and misbranding of canned tomatoes. U. S. v. Paul Coccia (Paul Coccia's Cannery). Plea of guilty. Fine, \$250 on one count; imposition of sentence on remaining counts suspended, and defendant placed on probation for 5 years. (F. D. C. No. 25601. Sample Nos. 9568-K, 12565-K to 12567-K, incl.)**

**INFORMATION FILED:** January 6, 1949, District of New Jersey, against Paul Coccia, trading as Paul Coccia's Cannery, Camden, N. J.

**ALLEGED SHIPMENT:** On or about May 13 and 16 and June 11, 1948, from the State of New Jersey into the States of New York and Pennsylvania.

**LABEL, IN PART:** "Alesco Brand \* \* \* Tomato Puree [or "Tomatoes"] Packed for New Jersey Italian Food Products Co. Newark, New Jersey," "Coccia Brand \* \* \* Tomato Puree," or "Fort Crawford [or "Prairie City"] \* \* \* Tomatoes Packed by Prairie City Canning Co. Prairie Du Chien, Wis."

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

Misbranding (portion), Section 403 (e) (1), the product failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor. The label bore the statement "Packed by Prairie City Canning Co. Prairie Du Chien, Wis.," which was incorrect since the product was not packed by the Prairie City Canning Co., Prairie du Chien, Wis.

**DISPOSITION:** March 11, 1949. A plea of guilty having been entered, the defendant was fined \$250 on one count. Imposition of sentence was suspended on the remaining counts, and the defendant was placed on probation for a period of 5 years.

**14745. Adulteration of canned tomatoes. U. S. v. Robert Earl Craddock, Sr. (Halls Canning Co.). Plea of nolo contendere. Fine, \$350. (F. D. C. No. 26326. Sample No. 22966-K.)**

**INFORMATION FILED:** On or about February 15, 1949, Western District of Tennessee, against Robert Earl Craddock, Sr., an individual, doing business as the Halls Canning Co., Halls, Tenn.

**ALLEGED SHIPMENT:** On or about August 7, 1948, from the State of Tennessee into the State of Alabama.

**LABEL, IN PART:** "Pride of Halls Tomatoes Halls Canning Company Halls, Tenn."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (4), the product had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.