

LIBEL FILED: On or about April 5, 1949, Northern District of Illinois.

ALLEGED SHIPMENT: On or about October 7, 1948, by Brady Tomatoes, Inc., from Martinsville, Ind.

PRODUCT: 97 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Chicago, Ill.

LABEL, IN PART: "Richelieu Tomatoes."

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.

Misbranding, Section 403 (g) (2), the product purported to be and was represented as canned tomatoes, a food for which a definition and standard of identity has been prescribed by the regulations, and its label failed to bear the name of the optional ingredients present, as required by the standard, since it failed to reveal the presence therein of added calcium salts.

DISPOSITION: June 7, 1949. Default decree of condemnation and destruction.

14889. Adulteration of tomato puree. U. S. v. 576 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 26078, 26098, 26127. Sample Nos. 47988-K, 48077-K, 48078-K.)

LIBELS FILED: November 22 and 24 and December 13, 1948, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 16 and 17, 1948, by Cedar Lake Canning Co., Inc., from Cedarville, N. J.

PRODUCT: Canned tomato puree. 576 cases at Allentown, Pa., 319 cases at Philadelphia, Pa., and 180 cases at Primos, Pa.

LABEL, IN PART: "Cedar Lake Tomato Puree."

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

DISPOSITION: June 29, 1949. The cases having been consolidated and the Cedar Lake Canning Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered ordering the product released under bond, to be converted into stock feed under the supervision of the Food and Drug Administration.

14890. Adulteration of tomato catsup and tomato puree. U. S. v. 72 Cases, etc. (and 1 other seizure action). (F. D. C. Nos. 26897, 26902. Sample Nos. 6183-K, 46249-K.)

LIBELS FILED: March 25 and 30, 1949, Eastern District of Missouri and Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 24 and February 16, 1949, by the Sardik Food Products Corp., from Shirley and Middletown, Ind.

PRODUCT: 172 cases, each containing 6 7-pound cans, of tomato catsup at St. Louis, Mo., and 116 cases, each containing 6 6-pound, 9-ounce cans, of tomato puree at Pittsburgh, Pa.

LABEL, IN PART: "Laural Brand Tomato Catsup" or "Sexton Tomato Puree."