

ALLEGED SHIPMENT: On or about November 17, 1947, by the Summit Packing Co., from La Porte, Ind.

PRODUCT: 378 1-pound, 3-ounce cans, of corn at Grand Rapids, Mich.

LABEL, IN PART: "Pagin's Brand Cream Style Golden Corn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of worms, worm parts, and rodent excreta.

DISPOSITION: September 8, 1949. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution, for use as animal feed.

15288. Adulteration and misbranding of canned spinach. U. S. v. 168 Cases * * *. (F. D. C. No. 27671. Sample No. 51470-K.)

LIBEL FILED: August 8, 1949, Southern District of Indiana.

ALLEGED SHIPMENT: On or about March 25, April 29, and May 19, 1949, by the Fresh Canning Co., from Fort Smith, Ark., and Spiro, Okla.

PRODUCT: 168 cases, each containing 24 1-pound, 2-ounce cans, of spinach at Indianapolis, Ind.

LABEL, IN PART: "Ko-We-Ba * * * Fancy Spinach."

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

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for canned spinach since it had not been so processed by heat as to prevent spoilage.

DISPOSITION: August 24, 1949. The Fresh Canning Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion, under the supervision of the Food and Drug Administration. The segregation operations resulted in the destruction of 13 1/24 cases of the product as unfit.

15289. Adulteration of canned sauerkraut. U. S. v. 865 Cases * * *. (F. D. C. No. 27670. Sample No. 47163-K.)

LIBEL FILED: August 2, 1949, Northern District of Ohio.

ALLEGED SHIPMENT: On or about June 4, 1949, by C. C. Lang & Son, Inc., from Hall, N. Y.

PRODUCT: 865 cases, each containing 24 1-pound, 11-ounce cans, of sauerkraut at Youngstown, Ohio.

LABEL, IN PART: "Grade A A & P Sauerkraut."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: August 30, 1949. Default decree of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

15290. Adulteration of canned tomatoes. U. S. v. 422 Cases * * *. (F. D. C. No. 27477. Sample No. 60421-K.)

LIBEL FILED: July 15, 1949, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about March 3, 1949, by the Indiana Mushroom Corp., from West Terre Haute, Ind.