

TOMATOES

15537. Adulteration of canned tomatoes. U. S. v. 250 Cases, etc. (F. D. C. No. 27948. Sample Nos. 46317-K to 46319-K, incl.)

LIBEL FILED: October 28, 1949, Southern District of Illinois.

ALLEGED SHIPMENT: On or about September 20, 1949, by the Omega Canning Co., from Atlanta, Ind.

PRODUCT: 411 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Springfield, Ill.

LABEL, IN PART: "Glendale Brand [or "Tastgood Brand" or "Mrs. Lane's"] Tomatoes."

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 maggots; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

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

15538. Adulteration and misbranding of canned tomatoes. U. S. v. 741 Cases * * *. (F. D. C. No. 28013. Sample No. 63709-K.)

LIBEL FILED: September 29, 1949, Western District of North Carolina.

ALLEGED SHIPMENT: On or about August 10, 1949, by the Longwoods Canning Co., from Longwoods, Md.

PRODUCT: 741 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Murphy, N. C.

LABEL, IN PART: (Can) "Longwoods Brand Tomatoes."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality and strength.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for canned tomatoes since it contained added water, which is not permitted in the standard.

DISPOSITION: November 21, 1949. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution.

15539. Adulteration and misbranding of canned tomatoes. U. S. v. 698 Cases * * *. (F. D. C. No. 27828. Sample No. 52322-K.)

LIBEL FILED: September 9, 1949, Middle District of Tennessee.

ALLEGED SHIPMENT: On or about August 13, 1949, by A. W. Sisk & Son, from Longwoods, Md.

PRODUCT: 698 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Nashville, Tenn.

LABEL, IN PART: (Can) "Longwoods Brand Tomatoes * * * Packed in U. S. A. by Longwoods Canning Co. Longwoods, Md."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality and strength.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for canned tomatoes since it contained