

DISPOSITION: August 1, 1950. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions.

16452. Adulteration of peach nectar. U. S. v. Pure Foods Corp. and Harold Fisch. Pleas of nolo contendere. Corporation fined \$1,001; individual defendant placed on probation for two years. (F. D. C. No. 29155. Sample Nos. 58645-K, 58658-K.)

INFORMATION FILED: May 25, 1950, Southern District of California, against the Pure Foods Corp., Los Angeles, Calif., and Harold Fisch, secretary and plant manager.

ALLEGED SHIPMENT: On or about November 7 and December 28, 1949, from the State of California into the State of Washington.

LABEL, IN PART: "Golden Flow Brand Peach Nectar."

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 insects, insect-fragments, and insect excreta.

DISPOSITION: August 14, 1950. Pleas of nolo contendere having been entered, the corporation was fined \$1,001. Sentence against the individual was suspended, and he was placed on probation for two years.

16453. Adulteration of tomato juice. U. S. v. St. Marys Packing Co. Plea of guilty. Fine of \$600, plus costs. (F. D. C. No. 29599. Sample Nos. 67404-K, 68973-K, 82216-K.)

INFORMATION FILED: July 20, 1950, Northern District of Ohio, against the St. Marys Packing Co., a corporation, Van Wert, Ohio.

ALLEGED SHIPMENT: Between the approximate dates of November 21, 1949, and March 29, 1950, from the State of Ohio into the States of West Virginia and Pennsylvania.

LABEL, IN PART: (Can) "Kroger Tomato Juice."

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

DISPOSITION: August 14, 1950. A plea of guilty having been entered, the court imposed a fine of \$600, plus costs.

16454. Misbranding of tomato juice. U. S. v. 49 Cases * * *. (F. D. C. No. 28647. Sample No. 47782-K.)

LIBEL FILED: January 11, 1950, Southern District of West Virginia.

ALLEGED SHIPMENT: On or about December 1, 1949, by the Degraff Packing Co., from Degraff, Ohio.

PRODUCT: 49 cases, each containing 24 1-pint, 2-ounce cans, of tomato juice at Charleston, W. Va. Examination showed that some of the cans contained tomatoes while others contained tomato juice.

LABEL, IN PART: "Blossomtime Tomato Juice."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement "Tomato Juice" was false and misleading since some cans of the article contained tomatoes while others contained tomato juice.

DISPOSITION: July 24, 1950. The Degraff Packing Co. having appeared as claimant, judgment of condemnation was entered against the portion of the