

17485. Adulteration of tomato catsup. U. S. v. 376 Cases * * *. (F. D. C. No. 30823. Sample No. 25101-L.)

LIBEL FILED: February 26, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 27, 1951, by the Gypsum Canning Co., from Port Clinton, Ohio.

PRODUCT: 376 cases, each containing 24 14-ounce cans, of tomato catsup at Philadelphia, Pa.

LABEL, IN PART: (Can) "Montco Tomato Catsup."

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.

DISPOSITION: April 16, 1951. The Gypsum Canning Co., claimant, without admitting the allegations of the libel, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be destroyed.

17486. Adulteration of tomato puree. U. S. v. 33 Cases * * *. (F. D. C. No. 30777. Sample No. 5125-L.)

LIBEL FILED: March 27, 1951, District of Rhode Island.

ALLEGED SHIPMENT: On or about January 23, 1951, by the Liberty Import Corp., from New York, N. Y.

PRODUCT: 33 cases, each containing 24 1-pound, 12-ounce cans, of tomato puree at Providence, R. I.

LABEL, IN PART: (Can) "La Signora Brand Tomato Puree * * * Packed For Saggese & Siccardi, Inc. * * * New York City."

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.

DISPOSITION: April 25, 1951. Default decree of condemnation and destruction.

POULTRY

17487. Adulteration of dressed poultry. U. S. v. Diamond State Poultry Co., Inc. Plea of guilty. Fine, \$2,250. (F. D. C. No. 30081. Sample Nos. 73127-K, 73136-K, 73158-K.)

INFORMATION FILED: May 8, 1951, District of Delaware, against Diamond State Poultry Co., Inc., Lewes, Del.

ALLEGED SHIPMENT: On or about July 9, September 20, and November 18, 1950, from the State of Delaware into the State of New York.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of birds contaminated with dirty, extraneous, and fecal matter, and it consisted in part of a substance otherwise unfit for food because of the presence therein of extensively bruised poultry; Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth; and, Section 402 (a) (5), (2 lots) the article was in part the product of a diseased animal and was in part the product of an animal which had died otherwise than by slaughter.

DISPOSITION: May 21, 1951. A plea of guilty having been entered, the defendant was fined \$2,250.