

**TOMATOES AND TOMATO PRODUCTS**

**17688. Adulteration and misbranding of canned tomatoes. U. S. v. 14 Cases**  
\* \* \*. (F. D. C. No. 30869. Sample No. 23812-L.)

**LIBEL FILED:** March 26, 1951, District of New Jersey.

**ALLEGED SHIPMENT:** On or about August 7, 1950, by the Chester Packing Co.,  
from Chestertown, Md.

**PRODUCT:** 14 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at  
Newark, N. J.

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

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

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

**DISPOSITION:** July 11, 1951. Default decree of condemnation and destruction.

**17689. Adulteration of tomato juice. U. S. v. 831 Cases** \* \* \*. (F. D. C. No.  
31045. Sample Nos. 10330-L, 10331-L.)

**LIBEL FILED:** April 5, 1951, Eastern District of Michigan.

**ALLEGED SHIPMENT:** On or about September 17, 1950, and February 12, 1951,  
by the Clyde Canning Co., from Clyde, Ohio.

**PRODUCT:** 831 cases, each containing 12 1-quart, 14-fluid-ounce cans, of  
tomato juice at Pontiac, Mich.

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

**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:** May 18 and 25, 1951. Default decree of condemnation. The  
court ordered that the product be delivered to a Federal institution, for use  
as animal feed.

**17690. Adulteration of tomato juice. U. S. v. 154 Cases** \* \* \*. (F. D. C.  
No. 31037. Sample No. 8842-L.)

**LIBEL FILED:** May 7, 1951, Western District of Michigan.

**ALLEGED SHIPMENT:** On or about January 18, 1951, by the Wabuck Canning Co.,  
from Blakeslee, Ohio.

**PRODUCT:** 154 cases, each containing 12 1-quart, 14-fluid-ounce cans, of tomato  
juice at Grand Rapids, Mich.

**LABEL, IN PART:** "Wabuck Brand Tomato Juice."

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

**DISPOSITION:** May 24, 1951. Default decree of condemnation. The court or-  
dered that the product be delivered to welfare organizations, for use as animal  
feed.