

PRODUCT: 22 cases, each containing 24 1-pound cans, of corn at Philadelphia, Pa.

RESULTS OF INVESTIGATION: The product was shipped unlabeled, and following its arrival at Philadelphia, Pa., the product was sold to Meyer Mittleman, trading as the Keystone Pickling Works, Philadelphia, Pa. Meyer Mittleman applied the label described below to the cans of the product and then resold it.

Examination showed that the product contained more than one discolored kernel or piece of kernel in each two ounces of drained weight and that the firm name and address on the label were not those of the distributor of the product.

LABEL, IN PART: (Can) "Contents 1 Lb. IF-SA Whole Kernel Golden Bantam Corn Distributed by IF-SA Sales & Service Corporation Columbus, Ohio."

NATURE OF CHARGE: Misbranding, Section 403 (e) (1), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; and, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned whole kernel corn since it contained more than one brown or black discolored kernel or piece of kernel for each two ounces of drained weight, and the label failed to bear a statement that the article fell below the standard. The article was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: June 24, 1953. Default decree of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

20386. Adulteration of canned tomatoes. U. S. v. 116 Cases, etc. (F. D. C. No. 34435. Sample Nos. 40305-L, 40306-L.)

LIBEL FILED: December 15, 1952, District of Connecticut.

ALLEGED SHIPMENT: On or about October 30, 1952, by the Harcourt, Green Corp., from San Francisco, Calif.

PRODUCT: 398 cases, each containing 24 1-pound, 12-ounce cans, of tomatoes at Waterbury, Conn.

LABEL, IN PART: (Can) "Caraflo * * * Tomatoes" or "'For All' Brand Tomatoes."

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

DISPOSITION: August 31, 1953. Default decree of condemnation and destruction.

20387. Adulteration of tomato juice. U. S. v. 230 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 34717, 34721. Sample Nos. 19820-L, 20052-L, 20294-L.)

LIBELS FILED: February 24 and 25, 1953, District of Minnesota and Western District of Wisconsin.

ALLEGED SHIPMENT: On or about December 1, 1952, by the Indiana Packing Co., from Royal Center, Ind.

PRODUCT: Tomato juice. 230 cases at Minneapolis, Minn., and 89 cases at Eau Claire, Wis. Each case contained 12 1-quart, 14-ounce cans.

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