

**LIBELED:** 12-19-55, W. Dist. N. Y.  
**CHARGE:** 402 (a) (3)—contained decomposed tomato material when shipped.  
**DISPOSITION:** 2-1-56. Default—destruction.

**23159. Pizza sauce.** (F. D. C. No. 38915. S. No. 32-758 M.)  
**QUANTITY:** 53 cases, 6 6-lb., 9-oz. cans each, at Philadelphia, Pa.  
**SHIPPED:** 9-19-55, from Vineland, N. J., by Uddo & Taormina Co.  
**LABEL IN PART:** (Can) "Pizza Sauce Special Formula Prepared For Pizza King Inc."

**LIBELED:** 1-17-56, E. Dist. Pa.  
**CHARGE:** 402 (a) (3)—contained fly eggs, maggots, and decomposed tomato material when shipped.  
**DISPOSITION:** 2-15-56. Default—destruction.

**23160. Tomato juice.** (F. D. C. No. 38678. S. No. 8-979 M.)  
**QUANTITY:** 575 cartons, 12 1-qt., 14-oz. cans each, at Boston, Mass.  
**SHIPPED:** 10-24-55, from Gardena, Calif., by Pure Foods Corp.  
**LABEL IN PART:** (Can) "Golden Flow Brand \* \* \* California Tomato Juice."

**LIBELED:** 11-7-55, Dist. Mass.  
**CHARGE:** 402 (a) (3)—contained decomposed tomato material when shipped.  
**DISPOSITION:** 4-30-56. Default—destruction.

**23161. Tomato juice.** (F. D. C. No. 38861. S. No. 32-221 M.)  
**QUANTITY:** 474 cases, 12 46-oz., cans each, at Philadelphia, Pa.  
**SHIPPED:** 10-11-55, from Alton, N. Y., by Alton Canning Co., Inc.  
**LABEL IN PART:** (Can) "Herald Brand Fancy Tomato Juice."

**LIBELED:** 12-16-55, E. Dist. Pa.  
**CHARGE:** 402 (a) (3)—contained fly eggs and decomposed tomato material when shipped.  
**DISPOSITION:** 3-22-56. Default—destruction.

**23162. Tomato juice.** (F. D. C. No. 38801. S. Nos. 31-893/4 M.)  
**QUANTITY:** 198 cases, 24 1-pt., 2-oz. cans each, and 197 cases, 6 3-qt. cans each, at Wilkes-Barre, Pa.  
**SHIPPED:** 10-10-55, from Clyde, N. Y., by H. C. Hemingway & Co.  
**LABEL IN PART:** (Can) "Lily of the Valley Tomato Juice."  
**RESULTS OF INVESTIGATION:** Examination showed that both lots contained decomposed tomato material and that the 198-case lot contained fly eggs and maggots.

**LIBELED:** 12-19-55, M. Dist. Pa.  
**CHARGE:** 402 (a) (3)—the article contained substances that made it unfit for food.  
**DISPOSITION:** 2-6-56. Default—destruction.

**23163. Tomato juice.** (F. D. C. No. 38919. S. No. 23-242 M.)  
**QUANTITY:** 303 cases, 12 1-qt., 14-oz. cans each, at Boston, Mass.  
**SHIPPED:** 10-17-55, from Silver Creek, N. Y., by Silver Creek Preserving Corp.

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

**LIBELED:** 1-18-56, Dist. Mass.

**CHARGE:** 402 (a) (3)—contained decomposed tomato material when shipped.

**DISPOSITION:** 3-21-56. Consent—claimed by Silver Creek Preserving Corp. Segregated, 135¼ cases destroyed.

### MEAT AND POULTRY\*

**23164. Horsemeat.** (F. D. C. No. 37272. S. Nos. 3-149 M, 3-152 M, 3-159 M, 3-325 M.)

**INDICTMENT RETURNED:** 9-13-55, Dist. R. I., against John Petrucci, t/a North Providence Public Market, North Providence, R. I.

**ALLEGED VIOLATION:** Between 1-27-55 and 2-10-55, while quantities of horsemeat were being held for sale at the North Providence Public Market after shipment in interstate commerce, the defendant, with intent to defraud and mislead, caused quantities of horsemeat to be sold as beef hamburger, stewing beef, and cubed beefsteak, which acts resulted in the article being adulterated and misbranded.

**CHARGE:** 402 (b) (2)—horsemeat had been substituted for beef hamburger, stewing beef, and cubed beefsteak; and 403 (b)—horsemeat was offered for sale under the name of other foods, namely, beef hamburger, stewing beef, and cubed beefsteak.

**PLEA:** Guilty.

**DISPOSITION:** 4-20-56. Imprisonment for 1 year.

**23165. Frog legs.** (F. D. C. No. 38447. S. Nos. 1-669/70 M.)

**QUANTITY:** 39 cases, 6 5-lb. cartons each, at Miami, Fla.

**SHIPPED:** 8-9-55 and 8-24-55, from S. A. Guines, Cuba.

**LIBELED:** 9-27-55, S. Dist. Fla.

**CHARGE:** 402 (a) (3)—contained decomposed frog legs while held for sale.

**DISPOSITION:** 11-1-55. Default—destruction.

**23166. Dressed poultry.** (F. D. C. No. 38-543. S. Nos. 2-543 M, 21-708 M.)

**INFORMATION FILED:** 3-2-56, Dist. Md., against Paul Feig, Bishop, Md.

**SHIPPED:** 8-29-55 and 11-3-55, from Maryland to Pennsylvania and the District of Columbia.

**CHARGE:** 402 (a) (3)—contained, when shipped, birds contaminated with fecal and crop material, decomposed poultry, and extensively mutilated and excessively bruised birds; and 402 (a) (5)—contained diseased birds and birds which had died otherwise than by slaughter.

**PLEA:** Guilty.

**DISPOSITION:** 4-20-56. Individual fined \$1,000 and sentenced to 60 days imprisonment, with the provision that the prison sentence would be suspended should the defendant pay the fine within 60 days.

**23167. Dressed poultry.** (F. D. C. No. 36408. S. No. 84-448 L.)

**QUANTITY:** 358 lbs. in 5 crates at Philadelphia, Pa.

\*See also No. 23197.