

9591. Adulteration of tomato puree. U. S. v. D. E. Foote & Co., Inc. Plea of guilty. Fine, \$150 and costs. (F. D. C. No. 19513. Sample Nos. 3523-H, 13401-H.)

INFORMATION FILED: March 22, 1946, District of Maryland, against D. E. Foote & Co., Inc., Baltimore, Md.

ALLEGED SHIPMENT: On or about October 13, 1944, and October 1, 1945, from the State of Maryland into the States of Ohio and Georgia.

LABEL, IN PART: (Cans) "Mountain Pride Tomato Puree * * * Distributed by Mount Airy Sales Co. - Baltimore, Maryland," or "Family Brand Tomato Puree."

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: April 26, 1946. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$150, plus costs.

9592. Adulteration of tomato puree. U. S. v. 42 Cases of Tomato Puree (and 2 other seizure actions against tomato puree). Default decrees of condemnation and destruction. (F. D. C. Nos. 19351, 19367, 19368. Sample Nos. 35074-H, 35076-H, 35077-H.)

LABELS FILED: March 15 and 18, 1946, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 22, 1945, by the Pleasant Hill Canning Co., from Covington, Ohio.

PRODUCT: 275 cases, each containing 6 cans, of tomato puree at St. Louis, Mo., and 42 cases, each containing 6 cans, of the same product at Granite City, Ill.

LABEL, IN PART: (Portion) "Tomato Puree Net Contents 6 Lbs. 9 Oz. Packed by Pleasant Hill Canning Co. Pleasant Hill, Ohio."

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 17 and 26, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

9593. Adulteration of tomato puree. U. S. v. 300 Cases of Tomato Puree. Default decree of condemnation and destruction. (F. D. C. No. 19284. Sample No. 23152-H.)

LABEL FILED: March 1, 1946, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about November 17 and December 1, 1945, by the Ray Brothers and Noble Canning Co., from Hobbs and Muncie, Ind.

PRODUCT: 300 cases, each containing 6 6-pound, 7-ounce cans, of tomato puree at Mattoon, Ill.

LABEL, IN PART: "Farmers Pride Brand Tomato Puree."

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

DISPOSITION: April 9, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered disposed of in such manner as to preclude the possibility of human consumption.

9594. Adulteration of tomato puree. U. S. v. 25 Cases and 50 Cases of Tomato Puree. Default decrees of condemnation. One lot ordered destroyed; remaining lot ordered delivered to a Federal institution, for use as animal feed. (F. D. C. Nos. 17544, 19806. Sample Nos. 16090-H, 52904-H.)

LABELS FILED: February 26 and April 29, 1946, Southern District of Ohio and Eastern District of Michigan.

ALLEGED SHIPMENT: On or about October 31, 1945, and January 17, 1946, by the Butterfield Canning Co., from Muncie, Ind.

PRODUCT: 25 cases of tomato puree at Dayton, Ohio, and 50 cases of the same product at Muncie, Ind.

LABEL, IN PART: "A-C Tomato Puree Contents 1 Lb. 3 Oz.," or "Contents 1 Lb. 3 Oz. Butterfield Brand Tomato Puree."

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 17 and June 10, 1946. No claimant having appeared, judgments of condemnation were entered and the Detroit lot was ordered delivered to a Federal institution, for use as animal feed. The remaining lot was ordered destroyed.

9595. Adulteration of tomato puree. U. S. v. 333 Cases of Tomato Puree. Default decree of condemnation and destruction. (F. D. C. No. 19111. Sample No. 52828-H.)

LIBEL FILED: February 7, 1946, Middle District of Tennessee.

ALLEGED SHIPMENT: On or about October 3 and 31, 1945, by the Orestes Canning Co., from Elwood, Ind.

PRODUCT: 333 cases, each containing 6 cans, of tomato puree at Nashville, Tenn. Examination showed that the product contained decomposed tomato material.

LABEL, IN PART: (Cases) "Hermitage Tomato Puree."

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

DISPOSITION: May 16, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9596. Adulteration of tomato puree. U. S. v. 94 Cases and 583 Cases of Tomato Puree. Default decrees of condemnation. Product ordered denatured or destroyed. (F. D. C. Nos. 19326, 19327. Sample Nos. 19878-H, 19879-H.)

LIBELS FILED: March 26, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about November 15, 1945, and January 4, 1946, by the Blue River Packing Co., from Morristown, Ind.

PRODUCT: 94 cases, each containing 6 cans, of tomato puree at Minneapolis, Minn., and 583 cases, each containing 6 cans, of the same product at St. Paul, Minn.

LABEL, IN PART: "Blue River Brand Contents 6 lbs, 8 oz. Fancy Tomato Puree," or "Home Brand Tomato Puree Net Weight 6 Lb. 9 Oz. Distributed by Griggs, Cooper & Co."

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

DISPOSITION: June 4, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered denatured by the United States marshal, under the direction of the Food and Drug Administration. The denatured puree was to be used as animal feed; otherwise, it was to be destroyed.

9597. Adulteration of tomato puree. U. S. v. 45 Cases of Tomato Puree (and 2 other seizure actions against tomato puree). Default decrees of condemnation and destruction. (F. D. C. Nos. 18363, 18364, 18733. Sample Nos. 14575-H, 52416-H, 52520-H.)

LIBELS FILED: November 9 and December 26, 1945, Eastern District of Kentucky and Northern District of Ohio.

ALLEGED SHIPMENT: Between the approximate dates of August 25 and October 5, 1945, by The Morgan Packing Co., Austin, Ind.

PRODUCT: 45 cases at Lexington, Ky., 30 cases at Pikesville, Ky., and 82 cases at Lima, Ohio, each case containing 48 cans of tomato puree.

LABEL, IN PART: "Jackson-Brand Tomato Puree."

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

DISPOSITION: December 1, 1945, and January 29, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

9598. Adulteration of tomato puree. U. S. v. 137 Cases of Tomato Puree. Default decree of condemnation and destruction. (F. D. C. No. 19223. Sample No. 7331-H.)

LIBEL FILED: February 19, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about November 23, 1945, by the Riverbank Canning Co., from Riverbank, Calif.

PRODUCT: 137 cases, each containing 24 1-pound, 12-ounce cans, of tomato puree at Clifton, N. J.