

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

DISPOSITION: August 19, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9968. Adulteration of tomato catsup. U. S. v. 15 Cases of Tomato Catsup. Default decree of condemnation and destruction. (F. D. C. No. 20378. Sample No. 15355-H.)

LIBEL FILED: July 2, 1946, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about March 9 and 15, 1946, by the Indiana Wholesale Food Supply Corporation, from Gary, Ind.

PRODUCT: 15 cases, each containing 24 14-ounce bottles, of tomato catsup at Racine, Wis.

LABEL, IN PART: "Jackson Brand Tomato Catsup * * * Packed by Morgan Packing Company, Austin, Indiana."

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: August 6, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9969. Adulteration of tomato juice. U. S. v. Roger H. Denbo (R. H. Denbo Canning Co.). Plea of guilty. Fine, \$325 and costs, and probation for 1 year. (F. D. C. No. 20434. Sample Nos. 39405-H, 39406-H, 39411-H, 39413-H.)

INFORMATION FILED: June 20, 1946, Northern District of Indiana, against Roger H. Denbo, trading as the R. H. Denbo Canning Co., Roanoke, Ind.

ALLEGED SHIPMENT: On or about September 23 and 24 and October 3, 1945, from the State of Indiana into the State of Illinois of quantities of unlabeled canned tomato juice.

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: July 9, 1946. A plea of guilty having been entered, the court imposed a fine of \$100 on each of counts 1, 2, and 3, plus costs, and placed the defendant on probation for a period of 1 year, without sentence, on count 4 of the information.

9970. Adulteration of tomato juice. U. S. v. 415 Cases of Tomato Juice. Default decree ordering product denatured or destroyed. (F. D. C. No. 19794. Sample Nos. 51307-H, 51308-H.)

LIBEL FILED: April 27, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about March 23, 1946, by the Bortz-Sakowitz Co., from Indianapolis, Ind.

PRODUCT: 415 cases, each containing 24 1-pint, 2-ounce cans, of tomato juice at Minneapolis, Minn.

LABEL, IN PART: "Hartley's Brand Tomato Juice Packed By Hartley & Sons Canning Co., Elwood, Ind."

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 moldy and decomposed tomato material.

DISPOSITION: August 5, 1946. No claimant having appeared, judgment was entered ordering the product denatured for use as animal feed, under the supervision of the Food and Drug Administration; otherwise the product was to be destroyed.

9971. Misbranding of tomato juice. U. S. v. 49 Cases of Tomato Juice. Default decree of condemnation. Product ordered delivered to a charitable institution. (F. D. C. No. 19784. Sample Nos. 35189-H, 35190-H.)

LIBEL FILED: April 24, 1946, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about November 24, 1945, by the Limberlost Canning Corporation, from Geneva, Ind.

PRODUCT: 49 cases, each containing 12 cans, of tomato juice at St. Louis, Mo. Examination showed that the product was short-volume.

LABEL, IN PART: (Can) "Lady Geneva Brand Tomato Juice Contents 1 Qt. 14 Fl. Oz."