

**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."