

**PRODUCT:** 150 cases, each containing 6 6-pound, 9-ounce cans, of tomato puree at Newark, N. J.

**LABEL, IN PART:** "Suzy Bel Brand Fancy 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:** December 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**10836. Adulteration of tomato puree. U. S. v. 771 Cases \* \* \*. (F. D. C. No. 19172. Sample No. 3267-H.)**

**LIBEL FILED:** February 5, 1946, District of Maryland.

**ALLEGED SHIPMENT:** On or about November 14, 1945, by the Trieste Importing Co., from New York, N. Y.

**PRODUCT:** 771 cases, each containing 6 cans, of tomato puree at Baltimore, Md.

**LABEL, IN PART:** (Cases) "Fancy Tomato Puree," or "Unlabeled Tomato Puree Ex Heavy Packed By Califruit Canning Co. Manteca Calif."

**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:** On November 7, 1946, the Califruit Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed. On November 12, 1946, this order was amended to permit delivery of the product to a public institution, for use as animal feed.

**10837. Adulteration of tomato puree. U. S. v. 309 Cases \* \* \*. (F. D. C. No. 18965. Sample No. 8152-H.)**

**LIBEL FILED:** January 10, 1946, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 25, 1945, by the Califruit Canning Co., From Manteca, Calif.

**PRODUCT:** 309 cases, each containing 6 cans, of tomato puree at New York, N. Y.

**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:** December 19, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, to be used for stock feed.

**10838. Adulteration of tomato puree. U. S. v. 46 Cases, etc. (F. D. C. No. 18916. Sample Nos. 52440-H to 52442-H, incl.)**

**LIBEL FILED:** January 31, 1946, Southern District of Indiana.

**ALLEGED SHIPMENT:** Between the approximate dates of November 2 and 30, 1945, by the Eavey Co., from Xenia, Ohio.

**PRODUCT:** 46 cases, each containing 24 1-pound, 3-ounce cans, 122 cases, each containing 48 10½-ounce cans, and 88 cases, each containing 24 1-pound, 3-ounce cans, of tomato puree at Richmond, Ind. Examination showed that the product contained decomposed tomato material.

**LABEL, IN PART:** "Ma-Co Tomato Puree \* \* \* Packed by The McCoy Canned Food Company Urbana, Ohio," or "Merrit Brand Tomato Puree."

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

**DISPOSITION:** March 29, 1946. The sole intervener having consented to the entry of a decree, judgment of forfeiture was entered and the product was ordered destroyed.

**10839. Adulteration of tomato puree. U. S. v. 98 Cases \* \* \* (and 1 other seizure action). (F. D. C. Nos. 18996, 19565. Sample Nos. 30745-H, 45561-H.)**

**LIBELS FILED:** January 21 and April 1, 1946, Eastern District of New York and District of Nebraska.