

**PRODUCT:** 99 cases, each containing 72 8-ounce cans, of tomato sauce at Great Falls, Mont.

**LABEL, IN PART:** "Garth Brand Spanish Style Tomato Sauce \* \* \* The Garth Co., Los Fresnos, Tex."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of larvae.

**DISPOSITION:** December 9, 1946. Default decree of condemnation and destruction.

**11689. Adulteration and misbranding of tomato sauce. U. S. v. 399 Cases \* \* \* (F. D. C. No. 20901. Sample No. 39978-H.)**

**LIBEL FILED:** September 19, 1946, Eastern District of Arkansas.

**ALLEGED SHIPMENT:** On or about July 22, 1946, by the Uddo & Taormina Co., from Greenville, Miss.

**PRODUCT:** 399 cases, each containing 48 10-ounce cans, of tomato sauce at Eudora, Ark.

**LABEL, IN PART:** "Baby Brand Tomato Sauce Color Added."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), an unconcentrated or slightly concentrated unspiced comminuted tomato liquid with added salt had been substituted in whole or in part for tomato sauce, an article understood to be a spiced comminuted tomato product which is more concentrated than was this article.

Misbranding, Section 403 (a), the label statement "Tomato Sauce" was false and misleading. The label statement "Color Added" was false and misleading as applied to the article, which contained no added color.

**DISPOSITION:** October 29, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

**11690. Adulteration of Spanish Style Tomato Sauce. U. S. v. 76 Cases \* \* \* (F. D. C. No. 21039. Sample No. 3975-H.)**

**LIBEL FILED:** September 23, 1946, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about June 28, 1946, by the Akin Products Co., from Mission, Tex.

**PRODUCT:** 76 cases, each containing 48 8-ounce cans, of Spanish Style Tomato Sauce at Philadelphia, Pa.

**LABEL, IN PART:** "Val-Tex Brand Spanish Style Tomato Sauce."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of fly eggs and maggots.

**DISPOSITION:** October 22, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

#### OILS AND FATS

**11691. Adulteration and misbranding of French Style Dressing. U. S. v. 50 Cases, etc. (F. D. C. No. 21015. Sample Nos. 1685-H, 1686-H.)**

**LIBEL FILED:** September 19, 1946, Western District of North Carolina.

**ALLEGED SHIPMENT:** On or about June 27 and August 8, 1946, by Clyde Collins, Inc., from Memphis, Tenn.

**PRODUCT:** 50 cases, each containing 24 6-fluid-ounce bottles, of French Style Dressing and 88 cases, each containing 36 2¼-fluid-ounce bottles, of the same product at Charlotte, N. C.

**LABEL, IN PART:** "Chef's French Style Dressing \* \* \* Chef's Food Products, Memphis, Tenn.," or "Collins French Style Dressing \* \* \* Made in U. S. A. by Clyde Collins, Inc., Memphis, Tenn."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, oil, had been in whole or in part omitted from the article.

Misbranding, Section 403 (a), the designation "French Style Dressing" was false and misleading as applied to the article, which contained an insignificant amount of oil.