

it is a substance not required in the production of the food and could have been avoided by good manufacturing practice.

DISPOSITION: January 20, 1948. A plea of guilty having been entered, the defendant was fined \$125.

12602. Adulteration of tomato juice. U. S. v. Billman-Woodard Company, Elmer Billman, and Ormand H. Woodard. Pleas of guilty. Fines, \$100 against company and \$1 against each individual. (F. D. C. No. 22020. Sample No. 53522-H.)

INFORMATION FILED: April 2, 1947, Southern District of Indiana, against the Billman-Woodard Company, a partnership, Hope, Ind., and Elmer Billman and Ormand H. Woodard, members of the partnership.

ALLEGED SHIPMENT: On or about September 5, 1946, from the State of Indiana into the State of Tennessee.

LABEL, IN PART: "Clifty Valley Brand * * * Tomato Juice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of fly eggs and maggots, and of a decomposed substance by reason of the presence of decomposed tomato material; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 30, 1947. Pleas of guilty having been entered, the court imposed fines of \$100 against the company and \$1 against each individual.

12603. Adulteration and misbranding of tomato juice. U. S. v. Verland V. Erntson Albany Canning Co.). Plea of guilty. Fine, \$100. (F. D. C. No. 17850. Sample No. 98437-F.)

INFORMATION FILED: May 22, 1946, against Verland V. Erntson, trading as the Albany Canning Co., Albany, Oreg.

ALLEGED SHIPMENT: On or about November 21, 1944, from the State of Oregon into the State of Missouri.

PRODUCT: Tomato product invoiced as "Tomato Juice."

LABEL, IN PART: (Cases) "Tomato Pulp."

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.

Misbranding, Section 403 (g) (1), the article purported to be tomato juice and failed to conform with the regulations, since it had not been strained free from skins and seeds, as required by the definition and standard of identity promulgated for tomato juice.

DISPOSITION: January 23, 1947. Plea of guilty; fine, \$100.

12604. Adulteration of tomato juice. U. S. v. Garden State Canning Co. and Norman W. Frazer. Pleas of guilty. Fine of \$500 against each defendant. (F. D. C. No. 22035. Sample No. 65621-H.)

INFORMATION FILED: June 27, 1947, District of New Jersey, against the Garden State Canning Co., a corporation, and Norman W. Frazer, president.

ALLEGED SHIPMENT: On or about August 23, 1946, from the State of New Jersey into the State of Pennsylvania.

LABEL, IN PART: "Farm Fresh Brand Tomato Juice."

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

DISPOSITION: July 14, 1947. Pleas of guilty having been entered, the court sentenced each defendant to a fine of \$1,000, \$500 of which was suspended.

12605. Adulteration of tomato juice. U. S. v. 390 Cartons * * *. (F. D. C. No. 21225. Sample No. 64452-H.)

LIBEL FILED: October 8, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about August 27, 1946, by Walter L. Rathbun, Inc., from Phalanx, N. J.

LABEL, IN PART: "White Rose Pure Tomato Juice * * * Seeman Brothers Incorporated Distributors New York, N. Y."