

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (Examination showed that the product contained decomposed tomato material.)

DISPOSITION: June 24, 1947. Walter L. Rathbun, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was released under bond, conditioned that the fit portion be used in the manufacture of tomato puree or tomato catsup and that the unfit portion be denatured or destroyed under the supervision of the Food and Drug Administration.

12606. Adulteration of tomato juice. U. S. v. 690 Cases * * *. (F. D. C. No. 21881. Sample No. 61116-H.)

LIBEL FILED: December 23, 1946, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 2, 1946, by Westfield Planters Cooperative Fruit Products, Inc., from Westfield, N. Y.

PRODUCT: 690 cases, each containing 6 3-quart cans, of tomato juice at Pittsburgh, Pa.

LABEL, IN PART: "Edelweiss 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: March 18, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

12607. Adulteration of tomato juice. U. S. v. 987 Cases * * *. (F. D. C. No. 22524. Sample No. 60554-H.)

LIBEL FILED: February 13, 1947, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 19, 1946, by the Mel Williams Corporation, from Sonoma, Calif.

PRODUCT: 987 cases, each containing 12 48-ounce cans, of tomato juice at Pittsburgh, Pa.

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

DISPOSITION: March 3, 1947. M. Rom and Sons Company, Inc., Pittsburgh, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction of the unfit portion, under the supervision of the Food and Drug Administration.

12608. Adulteration of tomato juice. U. S. v. 433 Cases * * *. (F. D. C. No. 22433. Sample No. 52043-H.)

LIBEL FILED: January 25, 1947, District of Minnesota.

ALLEGED SHIPMENT: On or about November 22, 1946, by Roach-Indiana Corporation, from Arlington, Ind.

PRODUCT: 433 cases, each containing 6 3-quart cans, of tomato juice at Minneapolis, Minn.

LABEL, IN PART: "Tomato Juice Good. N. Full."

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: March 31, 1947. No claimant having appeared, judgment was entered and the product was ordered destroyed or disposed of as animal feed.

12609. Adulteration of tomato juice. U. S. v. 608 Cases * * *. (F. D. C. No. 22214. Sample No. 65964-H.)

LIBEL FILED: January 24, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 27, 1946, by the Southern Packing Co., from Smithburg, Md.

PRODUCT: 608 cases, each containing 12 1-quart, 14-fluid ounce cans, of tomato juice at Philadelphia, Pa.

LABEL, IN PART: "Tartan Tomato Juice Distributed By Alfred Lowry & Bro. Philadelphia, Pa."

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: April 8, 1947. The Southern Packing Co., claimant, having withdrawn its claim, judgment of condemnation was entered and the product was ordered destroyed.

12610. Misbranding of tomato juice. U. S. v. 1,496 Cases * * *. (F. D. C. No. 22211. Sample No. 74001-H.)

LIBEL FILED: January 24, 1947, District of Massachusetts.

ALLEGED SHIPMENT: On or about November 15, 1946, by Colo Flavor Products, Inc., from Palisade, Colo.

PRODUCT: 1,496 cases, each containing 12 cans, of tomato juice at Cambridge, Mass. Examination showed that the product was short-volume.

LABEL, IN PART: "Co-Op Tomato Juice Salt Added Grade A Contents 1 qt. 14 fl. oz. Packed for National Co-operatives, Inc. Chicago, Illinois."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the label of the article failed to contain an accurate statement of the quantity of the contents.

DISPOSITION: May 5, 1947. Colo Flavor Products, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be relabeled in compliance with the law, under the supervision of the Federal Security Agency.

12611. Misbranding of tomato juice. U. S. v. 529 Cases * * *. (F. D. C. No. 24025. Sample No. 7046-K.)

LIBEL FILED: December 22, 1947, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 20, 1947, by the Mason Canning Co., from Pocomoke, Md.

PRODUCT: 529 cases, each containing 12 cans, of tomato juice at Altoona, Pa.

LABEL, IN PART: "Iona Tomato Juice Net Contents 1 Qt. 14 Fl. Ozs. The Great Atlantic & Pacific Tea Co., New York, N. Y."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (Examination showed that the product was short-volume.)

DISPOSITION: February 11, 1948. The Mason Canning Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be relabeled or recanned under the supervision of the Food and Drug Administration.

12612. Adulteration of maltose sirup. U. S. v. Malt Products Corporation of New Jersey, Jacob Teich, and Aaron Gross. Pleas of guilty. Corporation fined \$1,000; individuals each fined \$500. (F. D. C. No. 23336. Sample Nos. 64882-H, 65978-H.)

INFORMATION FILED: September 4, 1947, District of New Jersey, against the Malt Products Corporation of New Jersey, a corporation, Maywood, N. J., and Jacob Teich, president, and Aaron Gross, secretary-treasurer.

ALLEGED SHIPMENT: On or about February 14 and March 3, 1947, from the State of New Jersey into the States of New York and Pennsylvania.

LABEL, IN PART: "Superior Maltose Syrup."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of rodent hair fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 10, 1947. Pleas of guilty having been entered on behalf of the defendants, the corporation was fined \$1,000 and the individual defendants were each fined \$500.

12613. Adulteration of imitation sirup. U. S. v. 92 Bottles * * *. (F. D. C. No. 21582. Sample No. 53455-H.)

LIBEL FILED: November 7, 1946, Eastern District of Kentucky.