

DISPOSITION: February 14, 1950. Default decree of condemnation and destruction.

**15882. Adulteration of canned corn. U. S. v. 81 Cases \* \* \*. (F. D. C. No. 28443. Sample No. 54446-K.)**

LIBEL FILED: December 12, 1949, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about October 19, 1949, by the Lancaster Canning Co., from Lancaster, Wis.

PRODUCT: 81 cases, each containing 24 1-pound, 4-ounce cans, of corn at New Orleans, La.

LABEL, IN PART: "County Seat Cream Style White Sugar Corn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance. (Examination showed the presence of worms and worm parts.)

DISPOSITION: February 4, 1950. Default decree of condemnation and destruction.

**15883. Misbranding of canned peas. U. S. v. 173 Cases \* \* \*. (F. D. C. No. 28593. Sample Nos. 52896-K, 72361-K.)**

LIBEL FILED: December 21, 1949, Southern District of Ohio.

ALLEGED SHIPMENT: On or about September 13, 1949, by Stokely-Van Camp, Inc., from Elwood, Ind.

PRODUCT: 173 cases, each containing 24 1-pound, 4-ounce cans, of peas at Cincinnati, Ohio.

LABEL, IN PART: "Tru Value Brand Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product fell below the standard of quality for a smooth skin variety of peas since the alcohol-insoluble solids of the peas were more than 23.5 percent, and its label failed to bear the substandard legend.

DISPOSITION: March 2, 1950. Stokely-Van Camp, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled, under the supervision of the Food and Drug Administration.

**15884. Misbranding of pickles, chow-chow, and relish. U. S. v. 31 Cases, etc. (F. D. C. No. 28464. Sample Nos. 56852-K to 56854-K, incl., 56859-K, 56862-K to 56864-K, incl.)**

LIBEL FILED: December 6, 1949, District of New Jersey.

ALLEGED SHIPMENT: On or about September 27, October 18 and 31, and November 9, 1949, by H. M. Field, Inc., from Brooklyn, N. Y.

PRODUCT: 31 cases of sweet pickles, 43 cases of sweet mixed pickles, 18 cases of sweet chow-chow, and 24 cases of sweet relish at Newark, N. J. Each case contained 24 8-ounce jars.

LABEL, IN PART: (Jar) "M. Polaner's Sweet Pickles" [or "Mixed Pickles," "Chow Chow," or "Relish"] \* \* \* 8 Oz. Liq."

**NATURE OF CHARGE:** Misbranding, Section 403 (i) (2), the articles were fabricated from two or more ingredients, and their labels failed to bear the common or usual name of each such ingredient; and, Section 403 (k), the articles contained a chemical preservative, benzoate of soda, and the labels failed to state that fact.

**DISPOSITION:** January 31, 1950. H. M. Field, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the products be released under bond to be relabeled, under the supervision of the Food and Drug Administration.

### **TOMATOES AND TOMATO PRODUCTS\***

**15885. Adulteration of canned tomatoes. U. S. v. 597 Cases \* \* \*. (F. D. C. No. 28559. Sample No. 46337-K.)**

**LIBEL FILED:** On or about December 16, 1949, Eastern District of Illinois.

**ALLEGED SHIPMENT:** On or about August 26, 1949, by the Indiana Mushroom Corp., from West Terre Haute, Ind.

**PRODUCT:** 597 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Mattoon, Ill.

**LABEL, IN PART:** (Can) "Crystal Brand Tomatoes."

**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:** January 19, 1950. Default decree of condemnation. The court ordered that the product be sold for purposes other than for human consumption, or in the event of failure to so dispose of the product, that it be destroyed.

**15886. Adulteration of canned tomatoes. U. S. v. 169 Cases \* \* \*. (F. D. C. No. 28424. Sample No. 42874-K.)**

**LIBEL FILED:** December 5, 1949, Western District of Michigan.

**ALLEGED SHIPMENT:** On or about July 18, 1949, by the Indiana Mushroom Corp., from West Terre Haute, Ind.

**PRODUCT:** 169 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Grand Rapids, Mich.

**LABEL, IN PART:** "Dawn Fresh Tomatoes."

**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:** January 31, 1950. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution, for use as animal feed.

**15887. Misbranding of canned peeled tomatoes and puree. U. S. v. 996 Cases \* \* \*. (F. D. C. No. 28456. Sample No. 57092-K.)**

**LIBEL FILED:** December 5, 1949, Eastern District of New York.

\*See also No. 15853.