

LABEL, IN PART: "Gibson's Sweet Relish [or "Sweet Pickles" or "Pure Mustard"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the relish and pickles consisted in part of filthy substances by reason of the presence of (in the relish) flies and insect fragments and (in the pickles) flies, rodent hairs, insect fragments, and worm-eaten pickles.

Further adulteration, Section 402 (a) (4), the products had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: May 19, 1950. Pleas of guilty having been entered, the court fined each defendant \$100, plus costs.

TOMATOES AND TOMATO PRODUCTS

16185. Adulteration of canned tomatoes. U. S. v. 119 Cases * * *. (F. D. C. No. 29059. Sample No. 72431-K.)

LIBEL FILED: April 13, 1950, Eastern District of Kentucky.

ALLEGED SHIPMENT: On or about October 10, 1949, by the Dupont Canning Co., from Dupont, Ind.

PRODUCT: 119 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Manchester, Ky.

LABEL, IN PART: (Can) "Pride of Indiana * * * Dupont Tomatoes."

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; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: May 5, 1950. Default decree of condemnation and destruction.

16186. Adulteration of canned tomatoes. U. S. v. 163 Cases * * *. (F. D. C. No. 27693. Sample No. 11545-K.)

LIBEL FILED: August 2, 1949, Southern District of New York.

ALLEGED SHIPMENT: On or about October 29, 1947, from a foreign country:

PRODUCT: 163 cases, each containing 24 2-pound, 4-ounce cans, of tomatoes at New York, N. Y.

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 was decomposed.) The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: May 10, 1950. Default decree of condemnation and destruction.

16187. Adulteration of tomato puree. U. S. v. Blue River Packing Co. Plea of guilty. Fine, \$25. (F. D. C. No. 29150. Sample Nos. 41959-K, 52945-K.)

INFORMATION FILED: May 8, 1950, Southern District of Indiana, against the Blue River Packing Co., a corporation, Morristown, Ind.

ALLEGED SHIPMENT: On or about September 2 and October 10, 1949, from the State of Indiana into the States of Wisconsin and Ohio.

LABEL, IN PART: "Roundy's White Label Tomato Puree Distributed By Roundy, Peckham & Dexter Co. Milwaukee, Wis." and "Blue River * * * Fancy Tomato Puree."

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: May 19, 1950. A plea of guilty having been entered the court imposed a fine of \$25.

MEAT AND POULTRY

16188. Adulteration of frozen rabbits. U. S. v. 40 Baskets and Boxes * * *.
(F. D. C. No. 28752. Sample No. 73105-K.)

LIBEL FILED: March 10, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about December 30, 1949, and January 6, 1950, by the Dean Hide Co., from Vermillion, S. Dak.

PRODUCT: 40 baskets and boxes of frozen rabbits at New York, N. Y. (There were 3,000 pounds of the product).

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of fur and fecal matter.

DISPOSITION: April 28, 1950. Default decree of condemnation and destruction.

16189. Adulteration of dressed fowl. U. S. v. 7 Boxes * * *. (F. D. C. No. 28998. Sample No. 42071-K.)

LIBEL FILED: December 7, 1949, Northern District of Illinois.

ALLEGED SHIPMENT: On or about November 14, 1949, by Goodrich & Leas, Inc., from Cresco, Iowa.

PRODUCT: 7 60-pound boxes of dressed fowl at Chicago, Ill.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance, and it was otherwise unfit for food by reason of the presence of filthy and otherwise unfit birds; and, Section 402 (a) (5), it was in whole or in part the product of a diseased animal.

DISPOSITION: January 10, 1950. Default decree of condemnation and destruction.

16190. Misbranding of canned chicken tamales. U. S. v. 10 Cases * * *.
(F. D. C. No. 28880. Sample No. 68666-K.)

LIBEL FILED: March 6, 1950, Southern District of California.

ALLEGED SHIPMENT: On or about February 18, 1950, by the Truzzolino Food Products Co., from Butte, Mont.

PRODUCT: 10 cases, each containing 24 cans, of chicken tamales at Los Angeles, Calif.

LABEL, IN PART: "Truzzolino V T Brand Special Chicken Tamales, Net Contents 14 Ozs."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. (The cans contained less than the labeled 14 ounces.)

DISPOSITION: April 14, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.