

ALLEGED SHIPMENT: On or about July 25, 1950, by the Hague Packing Co., from Hague, Va.

PRODUCT: 598 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Sanford, N. C.

LABEL, IN PART: "Powhatan Brand Tomatoes."

NATURE OF CHARGE: Misbranding, Section 403 (a) (4), the product fell below the standard of quality for canned tomatoes since the drained weight was less than 50 percent of the weight of water required to fill the container and the peel per pound of canned tomatoes in the container covered an area of more than one square inch, and the label failed to bear a statement that the product fell below the standard.

DISPOSITION: November 17, 1950. The Hague Packing Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

16845. Adulteration of tomato catsup. U. S. v. Frazier Packing Corp. Plea of guilty. Fined \$300. (F. D. C. No. 29602. Sample Nos. 70947-K, 70951-K.)

INFORMATION FILED: July 27, 1950, Southern District of Indiana, against the Frazier Packing Corp., Elwood, Ind.

ALLEGED SHIPMENT: On or about February 9, 1950, from the State of Indiana into the State of Kansas.

LABEL, IN PART: "Santa Fe Brand Santa Fe Hot Tomato Catsup * * * Distributed By The Ranney-Davis Merc. Co. Arkansas City, Kansas."

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: August 17, 1950. A plea of guilty having been entered, the court imposed a fine of \$300.

16846. Adulteration of tomato puree. U. S. v. 105 Cases * * *. (F. D. C. No. 29884. Sample No. 77536-K.)

LIBEL FILED: September 18, 1950, District of Missouri.

ALLEGED SHIPMENT: On or about July 18, 1950, by the Quality Products Co., from La Feria, Tex.

PRODUCT: 105 cases, each containing 48 10½-ounce cans, of tomato puree at St. Louis, Mo.

LABEL, IN PART: "Curtis Tomato Puree."

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

DISPOSITION: October 11, 1950. Default decree of condemnation and destruction.

POULTRY

16847. Adulteration of dressed poultry. U. S. v. 1,260 Pounds * * *. (F. D. C. No. 29789. Sample No. 73136-K.)

LIBEL FILED: October 6, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about September 20, 1950, by Diamond State Poultry Co., Inc., Lewes, Del.

PRODUCT: 1,260 pounds of dressed poultry at New York, N. Y.

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 birds which were contaminated with fecal and extraneous matter, and of a decomposed substance by reason of the presence of decomposed birds; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal, or of an animal which had died otherwise than by slaughter.

DISPOSITION: November 6, 1950. Diamond State Poultry Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for salvaging of the fit portion, under the supervision of the Food and Drug Administration. The claimant's representative having decided that segregation of the poultry was not feasible, the entire lot was destroyed.

16848. Adulteration of dressed poultry. U. S. v. 217 pounds * * *.
(F. D. C. No. 29799. Sample No. 73139-K.)

LIBEL FILED: October 11, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about September 20, 1950, by the N. J. Dressed Poultry Co., from Norma, N. J.

PRODUCT: 217 pounds of dressed poultry in 3 second-hand orange crates at New York, N. Y.

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 birds which were contaminated with fecal matter, and of a decomposed substance by reason of the presence of decomposed birds; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal, or of an animal which had died otherwise than by slaughter.

DISPOSITION: October 26, 1950. Default decree of condemnation. The court ordered that the product be delivered to the Food and Drug Administration.

16849. Adulteration of frozen turkeys. U. S. v. F. M. Stamper Co. Plea of nolo contendere. Fine, \$500. (F. D. C. No. 29158. Sample No. 8658-K.)

INFORMATION FILED: May 8, 1950, Eastern District of Missouri, against the F. M. Stamper Co., a corporation, Moberly, Mo.

ALLEGED SHIPMENT: On or about November 2, 1949, from the State of Missouri into the State of New York.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of miscellaneous filth.

DISPOSITION: December 4, 1950. A plea of nolo contendere having been entered, the court fined the defendant \$500.

16850. Adulteration of dressed turkeys. U. S. v. 688 pounds * * *. (F. D. C. No. 29794. Sample No. 73138-K.)

LIBEL FILED: October 9, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about September 14, 1950, by H. L. Custer Poultry, from Hinton, Va.

PRODUCT: 688 pounds of dressed turkeys at Bronx, N. Y.