

17879. Adulteration and misbranding of canned turnip greens. U. S. v. 80 Cases, etc. (F. D. C. Nos. 31420, 31421. Sample Nos. 21756-L, 21757-L.)

LIBEL FILED: June 29, 1951, Northern District of Alabama.

ALLEGED SHIPMENT: On or about May 7, 1951, by Markham Brothers & Co., from Okeechobee, Fla.

PRODUCT: 140 cases, each containing 6 cans, of turnip greens at Tuscaloosa, Ala.

LABEL, IN PART: "Markham Brand * * * Chopped Young Tender Turnip Greens."

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

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for canned turnip greens since it had not been processed by heat so as to prevent spoilage.

DISPOSITION: July 30, 1951. Default decree of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

17880. Adulteration of canned tomatoes. U. S. v. 68 Cases * * *. (F. D. C. No. 31448. Sample No. 7488-L.)

LIBEL FILED: July 26, 1951, Western District of New York.

ALLEGED SHIPMENT: On or about May 11, 1951, by the Mann Brothers Canning Co., from Lakeland, Fla.

PRODUCT: 68 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Buffalo, N. Y.

LABEL, IN PART: "APTE Tomatoes."

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 fly eggs and maggots.

DISPOSITION: August 24, 1951. Default decree of condemnation and destruction.

17881. Adulteration of canned tomatoes. U. S. v. 55 Cases * * *. (F. D. C. No. 31349. Sample No. 25543-L.)

LIBEL FILED: July 13, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about May 14, 1951, by the Mann Brothers Canning Co., from Lakeland, Fla.

PRODUCT: 55 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Philadelphia, Pa.

LABEL, IN PART: "APTE Tomatoes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy and decomposed substance by reason of the presence of maggots, fly eggs, and decomposed tomatoes.

DISPOSITION: November 29, 1951. Default decree of condemnation and destruction.

17882. Adulteration of tomato juice. U. S. v. 350 Cases * * *. (F. D. C. No. 31374. Sample No. 26351-L.)

LIBEL FILED: July 17, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about June 12, 1951, by Libby, McNeill & Libby, Leipsic, Ohio.

PRODUCT: 350 cases, each containing 24 1-pint, 2-fluid-ounce cans, of tomato juice at Philadelphia, Pa.

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, 1951. The shipper having consented to the entry of a decree, judgment of condemnation and destruction was entered.

17883. Adulteration of tomato juice. U. S. v. 63 Cases * * *. (F. D. C. No. 31428. Sample No. 13408-L.)

LIBEL FILED: July 11, 1951, District of Colorado.

ALLEGED SHIPMENT: On or about May 2, 1951, by the South Ogden Products Corp., from Ogden, Utah.

PRODUCT: 63 cases, each containing 12 1-quart, 14-fluid-ounce cans, of tomato juice at Denver, Colo.

LABEL, IN PART: (Can) "Veteran Tomato Juice."

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

DISPOSITION: August 31, 1951. The South Ogden Products Corp. having executed an acceptance of service and an authorization for taking of a final decree, judgment of condemnation was entered and the court ordered that the product be destroyed.

NUTS

17884. Adulteration of shelled peanuts. U. S. v. 480 Bags * * *. (F. D. C. No. 31423. Sample No. 10148-L.)

LIBEL FILED: July 6, 1951, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about June 1, 1951, from Tifton, Ga.

PRODUCT: 480 bags, each containing 120 pounds, of shelled peanuts at Detroit, Mich.

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

DISPOSITION: July 17, 1951; amended August 16, 1951. Tifton Seed Shellers, 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 segregation and bringing it into compliance with the law, under the supervision of the Food and Drug Administration. Objectionable material totaling 650 pounds was eliminated by blowing, sifting, and picking, and was destroyed.

17885. Adulteration of shelled peanuts. U. S. v. 12 Bags * * *. (F. D. C. No. 31444. Sample No. 28358-L.)

LIBEL FILED: July 25, 1951, Northern District of California.

ALLEGED SHIPMENT: On or about August 11 and 18 and September 5, 1950, from Houston, Tex.