

ALLEGED SHIPMENT: On or about April 26 and July 23, 1951, by Flotill Products, Inc., from Stockton, Calif.

PRODUCT: 319 cases, each containing 6 6-pound, 2-ounce cans, of spinach at Union, N. J., and Springfield, Mass.

LABEL, IN PART: (Can) "Flotill Fancy Spinach" and "Fancy California Spinach * * * Sweet Life."

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 aphids and other insects.

DISPOSITION: December 17 and 27, 1951. Default decrees of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

18036. Adulteration and misbranding of canned tomatoes. U. S. v. 40 Cases * * *. (F. D. C. No. 31751. Sample No. 1228-L.)

LIBEL FILED: On or about October 2, 1951, Northern District of Georgia.

ALLEGED SHIPMENT: On or about August 21, 1951, by J. W. Siegfried, Jr., from Hague, Va.

PRODUCT: 40 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Atlanta, Ga.

LABEL, IN PART: (Can) "Dixianna 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.

Misbranding, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned tomatoes because of excessive peel, and the label failed to bear a statement that the article fell below the standard.

DISPOSITION: October 30, 1951. Default decree of condemnation. The court ordered that the product be destroyed; otherwise, that it be delivered to a Federal institution, for use as animal feed.

18037. Misbranding of canned tomatoes. U. S. v. 358 Cases * * *. (F. D. C. No. 31721. Sample No. 1443-L.)

LIBEL FILED: On or about October 1, 1951, Eastern District of South Carolina.

ALLEGED SHIPMENT: On or about July 26, 1951, by the Lake Packing Co., from Lake, Va.

PRODUCT: 358 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Columbia, S. C.

LABEL, IN PART: (Can) "Red-Glo Tomatoes."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned tomatoes because of excessive peel and the label failed to bear a statement that the article fell below the standard.

DISPOSITION: October 30, 1951. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution, for use on its premises.