

**18481. Adulteration of canned tomatoes. U. S. v. 150 Cases \* \* \*. (F. D. C. No. 32230. Sample No. 5757-L.)**

**LIBEL FILED:** December 11, 1951, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about September 11, 1951, by National Retail Owned Grocers Coop., Inc., from Pocomoke, Md.

**PRODUCT:** 150 cases, each containing 24 1-pound, 12-ounce cans, of tomatoes at Springfield, Mass.

**LABEL, IN PART:** (Can) "Elmdale 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:** March 10, 1952. Default decree of condemnation and destruction.

**18482. Misbranding of canned tomatoes. U. S. v. 1,128 Cases \* \* \*. (F. D. C. No. 32164. Sample No. 31134-L.)**

**LIBEL FILED:** November 26, 1951, Western District of Tennessee.

**ALLEGED SHIPMENT:** On or about September 17, 1951, by Hargis Canneries, Inc., from Fayetteville, Ark.

**PRODUCT:** 1,128 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Memphis, Tenn.

**LABEL, IN PART:** "Hargis Hand Packed Tomatoes."

**NATURE OF CHARGE:** Misbranding, Section 403 (h) (1), the product fell below the standard of quality for canned tomatoes since the drained weight was less than 50% of the weight of water required to fill the container, and its label failed to bear a statement that the product fell below the standard.

**DISPOSITION:** March 4, 1952. The Watson Canning Co., 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 to be relabeled under the supervision of the Food and Drug Administration.

**18483. Adulteration of tomato paste. U. S. v. 1,470 Cases \* \* \*. (F. D. C. No. 32500. Sample No. 3225-L.)**

**LIBEL FILED:** February 8, 1952, Eastern District of Virginia.

**ALLEGED SHIPMENT:** On or about May 10, 1951, by the Anglo-American & Overseas Corp., from Hoboken, N. J.

**PRODUCT:** 1,470 cases, each containing 10 cans, of tomato paste at Richmond, Va.

**LABEL, IN PART:** (Can) "Hungarian Tomato Paste Gschwindt" or "Tomato Paste Made in Hungary \* \* \* Golden Pheasant."

**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.