PRODUCT: 147 cases, each containing 24 1-pound, 11-ounce cans, of sauerkraut at Pittsburgh, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: February 18, 1952. Default decree of condemnation. The court ordered that the product be delivered to a public institution, for use as animal feed.

TOMATOES AND TOMATO PRODUCTS

18177. Adulteration of canned tomatoes. U. S. v. 290 Cases, etc. (F. D. C. No. 32381. Sample Nos. 5568–L, 5569–L.)

LIBEL FILED: December 27, 1951, District of Maine.

ALLEGED SHIPMENT: On or about November 2, 1951, by the McCarthy Canning Co., from Summitville, Ind.

PRODUCT: Tomatoes. 290 cases, each containing 24 1-pound, 12-ounce cans (with red labels), and 282 cases, each containing 24 1-pound, 12-ounce cans (with white labels), at Portland, Maine.

LABEL, IN PART: (Can) "Nation Wide 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 of a decomposed substance by reason of the presence of decomposed tomato material (cans with red labels), and of a filthy substance by reason of the presence of fly eggs and maggots (cans with white labels).

DISPOSITION: February 25, 1952. Default decree of condemnation and destruction.

18178. Adulteration of canned tomatoes. U. S. v. 102 Cases * * *. (F. D. C. No. 32389. Sample No. 25969–L.)

LIBEL FILED: January 2, 1952, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 16, 1951, by Albert W. Sisk & Son, from Sewards, Md.

PRODUCT: 102 cases, each containing 24 1-pound cans, of tomatoes at Philadelphia, Pa.

LABEL, IN PART: (Can) "Pine Cone Brand Tomatoes."

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: January 23, 1952. No claimant having appeared and the shipper having disclaimed interest in the property, judgment of condemnation was entered and the court ordered that the product be destroyed.

18179. Adulteration of canned tomatoes. U. S. v. 59 Cases * * *. (F. D. C. No. 32371. Sample No. 25967–L.)

LIBEL FILED: December 20, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 16, 1951, by Albert W. Sisk & Son, from Sewards, Md.

PRODUCT: 59 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Philadelphia, Pa.