29969. Canned tomatoes. (F.D.C. No. 50526. S. No. 93-533 A.)

QUANTITY: 97 cases, each containing 24 1-lb. cans, at McGehee, Ark.

SHIPPED: 6-10-64, from Elsa, Tex., by Elsa Canning Co.

LABEL IN PART: (Can) "Ro-Tel Brand Tomatoes Packed by Elsa Canning Co. Elsa Texas U.S.A."

LIBELED: 9-16-64, E. Dist. Ark.

CHARGE: 402(a)(3)—contained decomposed tomatoes when shipped.

DISPOSITION: 11-3-64. Default—delivered to a charitable institution for use as animal feed.

29970. Canned tomatoes. (F.D.C. No. 50651. S. No. 59-372 A.)

QUANTITY: 274 cases, each containing 24 1-lb. cans, at Chanute, Kans.

SHIPPED: 8-4-64, from Reeds Spring, Mo., by Emerson Canning Co.

LABEL IN PART: (Can) "Emerson Brand Tomatoes * * * Packed by Emerson Canning Co. Reeds Spring, Mo."

LIBELED: 10-6-64, Dist. Kans.

CHARGE: 403(h)(1)—when shipped, the article fell below the standard of quality for canned tomatoes, since the article contained tomato peel, per pound of canned tomatoes in the containers, which covered an area of more than one square inch and its label failed to bear a statement that it fell below such standard.

DISPOSITION: 12-16-64. Default—delivered to a Government institution.

29971. Tomato catsup. (F.D.C. No. 50260. S. Nos. 31-467 A, 34-758 A.)

QUANTITY: 999 cases, each containing 6 unlabeled cans, at Cincinnati, Ohio.

SHIPPED: 5-6-64 and 5-22-64, from Indianapolis, Ind., by Stokely-Van Camp, Inc.

LABEL IN PART: (Case) "Ex. Std. Catsup."

LIBELED: 7-23-64, S. Dist. Ohio.

CHARGE: 402(a)(3)—when shipped, contained decomposed tomato material; 403(e)—the article failed to bear (1) the name and address of the manufacturer, packer, or distributor, and (2) an accurate statement of the quantity of the contents; and 403(g)(2)—the article purported to be catsup, a food for which a definition and standard of identity had been prescribed by regulations, and its label failed to bear the name of the food specified in such regulations, namely, catsup.

DISPOSITION: 10-9-64. Default—destruction.

29972. Canned tomato paste. (F.D.C. No. 50404. S. Nos. 11-730/1 A.)

QUANTITY: 213 cases, each containing 6 6-lb. 15-oz. cans, at Richmond, Va.

SHIPPED: 12-24-63, from San Jose, Calif.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing progressive decomposition.

LIBELED: 7-23-64, E. Dist. Va.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 10-22-64. Default—destruction.