

**SHIPPED:** The article was prepared and packed by the dealer from raw tomatoes shipped between 9-28-64 and 10-4-64, by various growers from the State of New Mexico.

**LABEL IN PART:** (Case) "Buffett \* \* \* Mountain Pass Tomato Sauce Mountain Pass Canning Co., Anthony, Texas."

**LIBELED:** 12-4-64, W. Dist. Tex.

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

**DISPOSITION:** 6-24-65. Consent—destruction.

## MEAT PRODUCTS AND POULTRY

**30285. Chili Con Carne without beans.** (F.D.C. No. 50726. S. No. 93-659 A.)

**QUANTITY:** 66 cases, each containing 12 1-lb. 8-oz. cans, at Russellville, Ark.

**SHIPPED:** 5-8-62, from Indianapolis, Ind.

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

**LIBELED:** 10-23-64, E. Dist. Ark.

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

**DISPOSITION:** 11-20-64. Default—delivered to a public institution to be denatured for use as animal feed.

**30286. Frozen chickens.** (F.D.C. No. 51434. S. Nos. 35-724/5 B.)

**QUANTITY:** 321 crates and 5 unlabeled crates, each containing approximately 65 lbs. of whole, cut-up, or parts of chickens, at Cleveland, Ohio.

**SHIPPED:** 5-18-65, from Minneapolis, Minn. This was a return shipment.

**LABEL IN PART:** (Crate) "Sunnyboy \* \* \* Light Fowl \* \* \* Braman Poultry, Inc. \* \* \* Cleveland, Ohio."

**LIBELED:** 6-17-65, N. Dist. Ohio.

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

**DISPOSITION:** 7-12-65. Default—destruction.

**30287. Canned chicken broth.** (F.D.C. No. 50254. S. Nos. 98-096/8 A.)

**QUANTITY:** 440 cases, each containing 24 cans, at San Francisco, Calif.

**SHIPPED:** 4-20-62, from Augusta, Ill., by Dennis Chicken Products Co.

**LABEL IN PART:** (Can) "Monarch Chicken Broth \* \* \* Net Contents 13 $\frac{3}{4}$  fl. oz., 14 $\frac{1}{2}$  oz. avoird. Packed for Consolidated Foods Corporation Distributors Chicago, Illinois."

**RESULTS OF INVESTIGATION:** Examination showed that the article was between 1.1 percent and 12.6 percent short weight. Examination also showed that the article was between 2.2 percent and 12.5 percent short volume.

**LIBELED:** 7-17-64, N. Dist. Calif.

**CHARGE:** 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of quantity of contents since the label statement "Net Contents 13 $\frac{3}{4}$  Fl. Oz.—14 $\frac{1}{2}$  Oz. Avoird." was inaccurate.

**DISPOSITION:** 9-10-64. Consent—claimed by Dennis Chicken Products Co., for relabeling.