LABEL IN PART: (Can) "Rainbow Brand Tomatoes * * * Distributed by: Nelson Davis and Son Inc. Austin, Texas."

LIBELED: 11–26–65, W. Dist. Tex.; libel amended 12–10–65.

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

DISPOSITION: 2–18–66. Default—destruction.

30567. Canned tomatoes. (F.D.C. No. 51936. S. No. 123–093 B.)

QUANTITY: 706 cases, each containing 6 6-lb. 6-oz. cans, at Philadelphia, Pa.

SHIPPED: 10–11–65, from Quantico, Md., by Comly-Flanigen Co.

LABEL IN PART: (Can) "Red Seal Brand Tomatoes * * * Comly-Flanigen Company Philadelphia, Pa."

LIBELED: 12–13–65, E. Dist. Pa.

CHARGE: 402(a)(3)—contained fly eggs, maggots, and *Drosophila* flies when shipped.

DISPOSITION: 2–9–66. Consent—claimed by M. W. Acworth & Son, Inc., Quantico, Md. Segregated; 113½ cases destroyed.

30568. Canned tomatoes. (F.D.C. 52016. S. No. 79–946 B.)

QUANTITY: 448 cases, each containing 24 1-lb. cans, at Dayton, Ohio.

SHIPPED: 11–19–65, from Austin, Ind., by Morgan Packing Co., Inc.

LABEL IN PART: (Case) "Food Club Peeled Tomatoes Topco Associates, Inc., Chicago 2, Ill.," and (can) "Food Club Peeled Tomatoes—Distributed by Topco Associates, Inc., Skokie, Illinois."

LIBELED: 12–14–65, S. Dist. Ohio.

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

DISPOSITION: 1–14–66. Default—destruction.

30569. Canned tomatoes. (F.D.C. No. 51935. S. No. 43–260 B.)

QUANTITY: 132 cases, each containing 24 1-lb. 12-oz. cans, at St. Johnsbury, Vt.

SHIPPED: 9–29–65, from Williamsburg, Md., by Albert W. Sisk & Son.

LABEL IN PART: (Can) "Pine Cone Brand Peeled Tomatoes * * * Albert W. Sisk and Son Distributors * * * Preston, Md."

LIBELED: 12–24–65, Dist. Vt.

CHARGE: 403(h)(1)—when shipped, the quality of the article fell below the standard of quality for canned tomatoes due to excessive peel.

DISPOSITION: 1–17–66. Default—delivered to charitable institutions.

30570. Canned tomato sauce (1 seizure action). (F.D.C. Nos. 51928, 52102. S. Nos. 18–215 B, 18–223 B.)

QUANTITY: 10 cases, each containing 72 7¾ oz. cans of Mountain Pass tomato sauce, and 135 cases, each containing 72 7½ oz. cans of Tastewell tomato sauce, at Phoenix, Ariz.

SHIPPED: Between 9–14–65 and 11–5–65, from Anthony, Tex., by Mountain Pass Canning Co., Inc.

LABEL IN PART: (Can) "Mountain Pass Tomato Sauce Spanish Style Packed by Mountain Pass Canning Co., Inc., * * * Anthony, Texas," and "Tastewell Tomato Sauce * * * Pacific Mercantile Co. Distributors San Francisco, California."