one square inch, and its label failed to bear a statement that it fell below such standard.

DISPOSITION: 11-2-62. Default—destruction.

28585. Canned tomatoes. (F.D.C. No. 45205. S. Nos. 74-877 P, 97-164 P, 97-166 P, 97-358 P, 97-362 P.)

INFORMATION FILED: 3-28-61, S. Dist. Ind., against Fettig Canning Corp., Elwood, Ind., and Lawrence M. Fettig, vice president.

SHIPPED: Between 11-12-59 and 12-31-59, to Milwaukee, Wis., and Chicago, Ill., from Elwood, Ind.

LABEL IN PART: (Can) "Sultana Brand Vine Ripened Tomatoes Net Wt. 1 Lb. The Great Atlantic & Pacific Tea Company New York, N.Y. Distributor"; "A&P Brand Vine Ripened Tomatoes Net Wt. 1 Lb. 3 oz. The Great Atlantic & Pacific Tea Company New York, N.Y. Distributor."

CHARGE: 402(a)(3)—contained fly eggs, maggots, and decomposed tomato material when shipped.

PLEA: Guilty.

DISPOSITION: 12-6-62. Corporation—$1,000 fine, plus costs; individual—$100 fine.

28586. Tomato bouillon. (F.D.C. No. 47760. S. No. 44-468 T.)

QUANTITY: 3,500 cases, 12 cans each, at Thornton, Calif.

SHIPPED: 5-2-62 and 5-18-62, from Hanover, Pa., by D. E. Winebrenner Co., Inc.

LABEL IN PART: (Can) "Low in Calories, High in Nourishment Dinner Cocktail Tomato Bouillon Appetizer * * * 46 fluid ounces—packed by D. E. Winebrenner Co., Inc., Hanover, Pennsylvania."

LIBELED: 6-18-62, N. Dist. Calif.

CHARGE: 403(a)—when shipped, the label of the article bore false and misleading representations that the article was low in calories in an amount which was high in nourishment; and that it was a complete, high quality protein food in balanced proportions to provide the daily protein need of the body for growth, health, and vitality.

DISPOSITION: 7-11-62. Consent—claimed by Thornton Canning Co., Thornton, Calif., and relabeled.

NUTS*

28587. Shelled pecans. (F.D.C. No. 44090. S. No. 75-731 P.)

QUANTITY: 124 50-lb. ctns., at St. Louis, Mo.

SHIPPED: 1-15-60, from Albany, Ga.

LIBELED: 3-15-60, E. Dist. Mo.

CHARGE: 402(a)(3)—contained moldy nuts while held for sale.

DISPOSITION: 3-29-60. Consent—claimed by R. E. Funsten Co., St. Louis, Mo., and reconditioned.

28588. Shelled pecans. (F.D.C. No. 47330. S. Nos. 1-753 P, 15-521 P, 17-815 P, 26-058/9 P, 86-703 P, 63-717 R, 93-040 R, 97-576 R.)

*See also Nos. 28504, 28514.