9591. Adulteration of tomato puree. U. S. v. D. E. Foote & Co., Inc. Plea of guilty. Fine, $150 and costs. (F. D. C. No. 19513. Sample Nos. 3523–H, 13401–H.)

INFORMATION FILED: March 22, 1946, District of Maryland, against D. E. Foote & Co., Inc., Baltimore, Md.

ALLEGED SHIPMENT: On or about October 13, 1944, and October 1, 1945, from the State of Maryland into the States of Ohio and Georgia.

LABEL, IN PART: (Cans) "Mountain Pride Tomato Puree * * * Distributed by Mount Airy Sales Co. Baltimore, Maryland," or "Family Brand Tomato Puree."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material.

DISPOSITION: April 26, 1946. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of $150, plus costs.

9592. Adulteration of tomato puree. U. S. v. 42 Cases of Tomato Puree (and 2 other seizure actions against tomato puree). Default decrees of condemnation and destruction. (F. D. C. Nos. 19351, 19367, 19368. Sample Nos. 35074–H, 35076–H, 35077–H.)

LIBELS FILED: March 15 and 18, 1946, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 22, 1945, by the Pleasant Hill Canning Co., from Covington, Ohio.

PRODUCT: 275 cases, each containing 6 cans, of tomato puree at St. Louis, Mo., and 42 cases, each containing 6 cans, of the same product at Granite City, Ill.

LABEL, IN PART: (Portion) "Tomato Puree Net Contents 6 Lbs. 9 Oz. Packed by Pleasant Hill Canning Co. Pleasant Hill, Ohio."

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: April 17 and 26,, 1946. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

9593. Adulteration of tomato puree. U. S. v. 300 Cases of Tomato Puree. Default decree of condemnation and destruction. (F. D. C. No. 19284. Sample No. 23152–H.)

LIBEL FILED: March 1, 1946, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about November 17 and December 1, 1945, by the Ray Brothers and Noble Canning Co., from Hobbs and Muncie, Ind.

PRODUCT: 300 cases, each containing 6 6-pound, 7-ounce cans, of tomato puree at Mattoon, Ill.

LABEL, IN PART: "Farmers Pride Brand Tomato Puree."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: April 9, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered disposed of in such manner as to preclude the possibility of human consumption.

9594. Adulteration of tomato puree. U. S. v. 25 Cases and 50 Cases of Tomato Puree. Default decrees of condemnation. One lot ordered destroyed; remaining lot ordered delivered to a Federal institution, for use as animal feed. (F. D. C. Nos. 17544, 19806. Sample Nos. 16090–H, 52904–H.)

LIBELS FILED: February 26 and April 29, 1946, Southern District of Ohio and Eastern District of Michigan.

ALLEGED SHIPMENT: On or about October 31, 1945, and January 17, 1946, by the Butterfield Canning Co., from Muncie, Ind.

PRODUCT: 25 cases of tomato puree at Dayton, Ohio, and 50 cases of the same product at Muncie, Ind.

LABEL, IN PART: "A–C Tomato Puree Contents 1 Lb. 3 Oz.," or "Contents 1 Lb. 3 Oz. Butterfield Brand Tomato Puree."

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.