TOMATOES

23632. Canned tomatoes. (F. D. C. No. 39633. S. No. 61-861 M.)

QUANTITY: 1,000 cases, 24 1-lb. cans each, at Bronx, N. Y.

SHIPPED: 8-16-56, from Federalsburg, Md., by John N. Wright, Jr.

LABEL IN PART: (Can) "Wright's Best Tomatoes."

LIBELED: 10-24-56, S. Dist. N. Y.

CHARGE: 403 (g) (1)—when shipped, the article failed to conform to the definition and standard of identity for canned tomatoes since some cans contained peas instead of tomatoes as labeled; 403 (g) (2)—the article contained the optional ingredient, an added calcium salt, and its label failed to bear the name of such ingredient as required by the definition and standard of identity; and Section 403 (h) (1)—the quality of the article fell below the standard of quality for canned tomatoes because of excessive peel and blemishes and low drained weight.

DISPOSITION: 1-18-57. Consent—claimed by John N. Wright, Jr., and relabeled.

NUTS

23633. Unshelled brazil nuts. (F. D. C. No. 39651. S. Nos. 45-625/8M.)

QUANTITY: 17 100-lb. bags; 553 cases, 24 1-lb. bags each; 1,400 bags, containing a total of 180,000 lbs; and 750 bags, containing a total of 90,000 lbs., at Norfolk, Va.

SHIPPED: Between April 1955 and April 1956, from Brazil.

LIBELED: 10-25-56, E. Dist. Va.

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

DISPOSITION: 11-8-56. Consent—claimed by Southgate Foods, Inc., Norfolk, Va. Segregated; 83,400 lbs. destroyed.

23634. Shelled peanuts. (F. D. C. No. 39614. S. No. 33-560 M.)

QUANTITY: 34 60-lb. bags at Kansas City, Mo., in possession of Kansas City Terminal Warehouse Co.

SHIPPED: 6-27-56, from Suffolk, Va.

LIBELED: 10-29-56, W. Dist. Mo.

CHARGE: 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 12-6-56. Consent—claimed by Kansas City Terminal Warehouse Co. Segregated; 7 bags destroyed.

23635. Shelled pecans. (F. D. C. No. 39607. S. No. 56-660 M.)

QUANTITY: 7 30-lb. cases at Minneapolis, Minn.

SHIPPED: 9-25-56, from Tyler, Tex., by Woldert Co.

LIBELED: 10-29-56, Dist. Minn.

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

DISPOSITION: 12-27-56. Default—consumption by animals.

23636. Shelled walnuts. (F. D. C. No. 39615. S. No. 40-694 M.)

QUANTITY: 9 55-lb. boxes at Minneapolis, Minn.