

TOMATOES AND TOMATO PRODUCTS

15937. Adulteration of canned tomatoes. U. S. v. 44 Cases * * *. (F. D. C. No. 28692. Sample No. 63391-K.)

LIBEL FILED: On January 26, 1950, District of Maine.

ALLEGED SHIPMENT: On or about November 17, 1949, by the St. Mary's Packing Co., from Van Wert, Ohio.

PRODUCT: 44 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Deering Junction, Maine.

LABEL, IN PART: (Can) "Finast Brand Tomatoes."

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

DISPOSITION: March 9, 1950. Default decree of condemnation and destruction.

15938. Adulteration of tomato puree. U. S. v. 165 Cases * * *. (F. D. C. No. 28686. Sample No. 48705-K.)

LIBEL FILED: January 11, 1950, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 2, 1949, by R. S. Watson & Son, from Greenwich, N. J.

PRODUCT: 165 cases, each containing 6 6-pound, 9-ounce cans, of tomato puree at Philadelphia, Pa.

LABEL, IN PART: (Can) "La Salle * * * Tomato Puree."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of fly eggs and maggots.

DISPOSITION: February 8, 1950. Default decree of condemnation and destruction.

15939. Adulteration of tomato puree. U. S. v. 49 Cases * * *. (F. D. C. No. 28621. Sample No. 52945-K.)

LIBEL FILED: January 5, 1950, Northern District of Ohio.

ALLEGED SHIPMENT: On or about September 2, 1949, by the Blue River Canning Co., from Morristown, Ind.

PRODUCT: 49 cases, each containing 6 6-pound, 8-ounce cans, of tomato puree at Lima, Ohio.

LABEL, IN PART: (Can) "Blue River Brand Fancy 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.

DISPOSITION: February 1, 1950. Default decree of condemnation and destruction.

MEAT AND POULTRY

15940. Adulteration of rabbits. U. S. v. 212 Rabbits * * *. (F. D. C. No. 28625. Sample No. 7396-K.)

LIBEL FILED: January 4, 1950, Western District of New York.

ALLEGED SHIPMENT: On or about December 20, 1949, by Robert Mead, from Bolivar, Mo.

PRODUCT: 212 rabbits at Buffalo, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of contamination with feces.

DISPOSITION: January 30, 1950. Default decree of condemnation and destruction.

15941. Adulteration of dressed poultry. U. S. v. 34 Boxes * * *. (F. D. C. No. 28426. Sample No. 70013-K.)

LIBEL FILED: December 7, 1949, Southern District of Iowa.

ALLEGED SHIPMENT: On or about October 21, 1949, by Blue Star Foods, Inc., from Wahoo, Nebr.

PRODUCT: 34 boxes of dressed poultry at Council Bluffs, Iowa.

LABEL, IN PART: (Box) "Fatted Better Fed Red Diamond Fowl 12 Pieces Net. Wt. 50 Packed By Blue Star Produce Inc. Gen. Off. Co. Bluffs, Ia."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of chicken fecal matter and rodent excreta pellets; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 3, 1950. Blue Star Foods, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reconditioning, under the supervision of the Federal Security Agency. The product was reconditioned by washing and cleaning.

SPICES, FLAVORS, AND SEASONING MATERIALS

15942. Adulteration of mustard seed. U. S. v. 126 Bags, etc. (F. D. C. No. 28416. Sample Nos. 58244-K, 58245-K.)

LIBEL FILED: December 2, 1949, Southern District of California.

ALLEGED SHIPMENT: On or about August 11 and 15, 1949, from Sunburst, Mont.

PRODUCT: 141 100-pound bags of mustard seed at Los Angeles, Calif., in possession of Lady's Choice Foods.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects and insect excreta; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: January 6, 1950. Lady's Choice Foods, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be cleaned, under the supervision of the Food and Drug Administration. All filth and extraneous matter was removed, which resulted in the salvaging of 13,800 pounds of mustard seed.

15943. Adulteration of chili powder. U. S. v. 2 Bags * * *. (F. D. C. No. 28650. Sample No. 71273-K.)

LIBEL FILED: January 17, 1950, southern District of California.

ALLEGED SHIPMENT: On or about December 3, 1949, by the C. L. Prats Chili Co., from Douglas, Ariz.