

ALLEGED SHIPMENT: On or about November 27, 1951, by the Naples Food Products, from Watertown, Mass.

PRODUCT: 24 cases, each containing 24 1-pound, 4-ounce cans, of peas at Providence, R. I.

LABEL, IN PART: (Can) "Naples Brand Ceci Chick Peas."

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.

DISPOSITION: February 8, 1952. Default decree of condemnation and destruction.

18174. Misbranding of canned peas. U. S. v. 72 Cases * * *. (F. D. C. No. 32357. Sample No. 22411-L.)

LIBEL FILED: January 7, 1952, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about November 21, 1951, by the Winorr Canning Co., from Circleville, Ohio.

PRODUCT: 72 cases, each containing 24 1-pound cans, of peas at New Orleans, La.

LABEL, IN PART: "Werthmor Brand Early June Peas."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product fell below the standard of quality for canned peas since it was a smooth-skin variety of peas and the alcohol-insoluble solids of the peas in the container were more than 23.5 percent; and its label failed to bear, as prescribed by regulations, a statement that the product fell below the standard of quality.

DISPOSITION: February 7, 1952. Default decree of condemnation and destruction.

18175. Adulteration of potatoes. U. S. v. 291 Sacks * * * (and 1 other seizure action). (F. D. C. Nos. 32340, 32350 to 32352, incl. Sample Nos. 27342-L, 27541-L to 27544-L, incl.)

LIBELS FILED: January 8, 1952, Northern District of California.

ALLEGED SHIPMENT: On or about December 3, 1951, by V. L. Adams, from Sparks, Nev.

PRODUCT: 291 100-pound sacks and 257 100-pound bags of potatoes at San Francisco, Calif.

LABEL, IN PART: "VLA Brand Russet Potatoes."

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 parasitic worms.

DISPOSITION: February 14, 1952. L. Blumenthal & Sons, San Francisco, Calif., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the court ordered that the product be released under bond for reprocessing under the supervision of the Federal Security Agency.

18176. Adulteration of sauerkraut. U. S. v. 147 Cases * * *. (F. D. C. No. 32345. Sample No. 7832-L.)

LIBEL FILED: January 2, 1952, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 11 and 24 and February 19, 1951, from Albion, N. Y.

PRODUCT: 147 cases, each containing 24 1-pound, 11-ounce cans, of sauerkraut at Pittsburgh, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: February 18, 1952. Default decree of condemnation. The court ordered that the product be delivered to a public institution, for use as animal feed.

TOMATOES AND TOMATO PRODUCTS

18177. Adulteration of canned tomatoes. U. S. v. 290 Cases, etc. (F. D. C. No. 32381. Sample Nos. 5568-L, 5569-L.)

LABEL FILED: December 27, 1951, District of Maine.

ALLEGED SHIPMENT: On or about November 2, 1951, by the McCarthy Canning Co., from Summitville, Ind.

PRODUCT: Tomatoes. 290 cases, each containing 24 1-pound, 12-ounce cans (with red labels), and 282 cases, each containing 24 1-pound, 12-ounce cans (with white labels), at Portland, Maine.

LABEL, IN PART: (Can) "Nation Wide Tomatoes."

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 of a decomposed substance by reason of the presence of decomposed tomato material (cans with red labels), and of a filthy substance by reason of the presence of fly eggs and maggots (cans with white labels).

DISPOSITION: February 25, 1952. Default decree of condemnation and destruction.

18178. Adulteration of canned tomatoes. U. S. v. 102 Cases * * *. (F. D. C. No. 32389. Sample No. 25969-L.)

LABEL FILED: January 2, 1952, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 16, 1951, by Albert W. Sisk & Son, from Swards, Md.

PRODUCT: 102 cases, each containing 24 1-pound cans, of tomatoes at Philadelphia, Pa.

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

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: January 23, 1952. No claimant having appeared and the shipper having disclaimed interest in the property, judgment of condemnation was entered and the court ordered that the product be destroyed.

18179. Adulteration of canned tomatoes. U. S. v. 59 Cases * * *. (F. D. C. No. 32371. Sample No. 25967-L.)

LABEL FILED: December 20, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 16, 1951, by Albert W. Sisk & Son, from Swards, Md.

PRODUCT: 59 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Philadelphia, Pa.