TOMATOES AND TOMATO PRODUCTS

19793. Adulteration of canned tomatoes. U. S. v. Mann Bros. Canning Co. Plea of guilty. Fine, $1,000. (F. D. C. No. 32762. Sample Nos. 7488–L, 9123–L, 25543–L.)

INFORMATION FILED: May 22, 1952, Southern District of Florida, against the Mann Bros. Canning Co., a corporation, Lakeland, Fla.

ALLEGED SHIPMENT: On or about May 11 and June 6, 1951, from the State of Florida into the States of New York, Illinois, and Pennsylvania.

LABEL, IN PART: (Can) "Apte Tomatoes" and "Russell's Best Standard Tomatoes."

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

DISPOSITION: July 23, 1952. A plea of guilty having been entered, the court fined the defendant $1,000.

19794. Misbranding of canned tomatoes. U. S. v. 500 Cases * * *. (F. D. C. No. 33577. Sample No. 2064–L.)

LIBEL FILED: September 5, 1952, Eastern District of South Carolina.

ALLEGED SHIPMENT: On or about July 25, 1952, by Cralle & Fallin, from Callao, Va.

PRODUCT: 500 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Charleston, S. C.

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

NATURE OF CHARGE: Adulteration, Section 403 (h) (1), the product fell below the standard of quality for canned tomatoes since it contained excessive peel and its label failed to bear a statement that it fell below the standard.

DISPOSITION: October 13, 1952. The shipper, claimant, having admitted the allegations in the libel, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Food and Drug Administration.

19795. Misbranding of canned tomatoes. U. S. v. 69 Cases * * *. (F. D. C. No. 33512. Sample No. 2053–L.)

LIBEL FILED: August 6, 1952, Southern District of Georgia.

ALLEGED SHIPMENT: On or about January 29 and March 31, 1952, by Markham Bros. & Co., from Okeechobee, Fla.

PRODUCT: 69 cases, each containing 48 10-ounce cans, of tomatoes at Vidalia, Ga.

LABEL, IN PART: "Oak Hill Brand Tomatoes."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product fell below the standard of quality for canned tomatoes since it contained excessive tomato peel and the label failed to bear a statement that the product fell below the standard.