

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 alle-
 gations 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.

DISPOSITION: October 8, 1952. The shipper, 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 relabeled under the supervision of the Food and Drug Administration.

19796. Adulteration of tomato catsup. U. S. v. Sweetser Packing Co., Inc., and Ira B. Jones. Pleas of nolo contendere. Corporation fined \$500 and individual defendant \$250, together with costs. (F. D. C. No. 32767. Sample Nos. 7003-L, 35487-L, 35488-L.)

INFORMATION FILED: April 2, 1952, Northern District of Indiana, against Sweetser Packing Co., Inc., Sweetser, Ind., and Ira B. Jones, president.

ALLEGED SHIPMENT: On or about September 24, 1951, from the State of Indiana into the States of Pennsylvania and Wisconsin.

LABEL, IN PART: "Pomco Brand Tomato Catsup Distributed by Potter-McCune Co. McKeesport, Pa" and "Sweetser Brand [or "Sweetser Fancy"] Tomato Catsup Packed by Sweetser Packing Co., Inc."

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

DISPOSITION: May 16, 1952. Pleas of nolo contendere having been entered, the court fined the corporation \$500 and the individual \$250, together with costs.

19797. Adulteration of tomato puree. U. S. v. 484 Cases * * *. (F. D. C. No. 33567. Sample No. 26590-L.)

LABEL FILED: On or about September 10, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about June 11, 1952, from Richmond, Va. This was a return shipment.

PRODUCT: 484 cases, each containing 6 cans, of tomato puree at Winslow, N. J., in the possession of Delta Food Packers, Inc.

LABEL, IN PART: (Can) "Pocahontas Fancy Tomato Puree Contents 6 Lbs. 10 Ozs."

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; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 23, 1952. Default decree of condemnation and destruction.

NUTS

19798. Adulteration of unshelled brazil nuts. U. S. v. 87 Bags * * *. (F. D. C. No. 33497. Sample No. 49606-L.)

LABEL FILED: July 29, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about March 13, 1952, from Youngstown, Ohio.

PRODUCT: 87 50-pound bags of unshelled brazil nuts at Jersey City, N. J.