19581. Adulteration of canned tomatoes. U. S. v. 250 Cases * * *. (F. D. C. No. 34426. Sample No. 37082–L.)

LIBEL FILED: On or about December 17, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about September 2, 1952, by Albert W. Sisk & Son, from Cambridge, Md.

PRODUCT: 250 cases, each containing 24 cans, of tomatoes at Jersey City, N. J.

LABEL, IN PART: (Can) "Bay Bird Brand Tomatoes * * * Contents 1 Lb. Packed By Walter T. Andrews & Son Cambridge, Md."

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

DISPOSITION: February 11, 1953. Default decree of condemnation and destruction.

19582. Misbranding of canned tomatoes. U. S. v. 703 Cases * * *. (F. D. C. No. 34504. Sample No. 4609–L.)

LIBEL FILED: December 18, 1952, Southern District of West Virginia.

ALLEGED SHIPMENT: On or about October 31, 1952, by Albert W. Sisk & Son, from Cambridge, Md.

PRODUCT: 703 cases, each containing 24 1-pound cans, of tomatoes at Charleston, W. Va.

LABEL, IN PART: (Can) "Bay Bird Brand Tomatoes * * * Packed By Walter T. Andrews & Son Cambridge, Md."

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

DISPOSITION: February 13, 1953. T. LeCompte Andrews, trading as Walter T. Andrews & Son, having appeared as claimant and having admitted the shipment and misbranding as alleged in the libel, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law by reprocessing under the supervision of the Federal Security Agency.

19583. Adulteration of tomato juice. U. S. v. 322 Cases * * *. (F. D. C. No. 34296. Sample No. 43925–L.)

LIBEL FILED: On or about December 12, 1952, Western District of Missouri.

ALLEGED SHIPMENT: On or about July 18, 1952, by the L. H. Moore Canning Co., from McAllen, Tex.

PRODUCT: 322 cases, each containing 12 1-quart, 14-ounce cans, of tomato juice at Kansas City, Mo.

LABEL, IN PART: (Can) "Taste Tells Brand Tomato Juice."

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

DISPOSITION: January 30, 1953. Default decree of condemnation and destruction. On February 3, 1953, the court amended the decree to provide that the product be delivered to a municipal institution, for use as hog feed.