LABEL IN PART: (Cases) "24 No. 2½ California Unpeeled Pear Tomatoes"; (cans) "Gigi Brand Unpeeled Plum Tomatoes and Tomato Puree Distributed by Modesto Canning Company Modesto, Calif. Net Weight 1 Lb. 12 oz."

CHARGE: 402 (a) (3)—contained decomposed substance when shipped.

PLEA: Guilty.

DISPOSITION: 11–18–55. $200 fine.

22623. Canned tomatoes. (F. D. C. No. 37986. S. Nos. 4–945/6 M.)

QUANTITY: 2,000 cases, 24 1-lb. cans each, at Chicago, Ill.

SHIPPED: Between 4–9–55 and 4–21–55, from Wheeler, Ark., by B & H Canning Co.

LABEL IN PART: (Can) "Iona Tomatoes."

LIBELED: 5–27–55, N. Dist. Ill.

CHARGE: 402 (a) (3)—contained maggots and fly eggs when shipped.

DISPOSITION: 8–23–55. Default—destruction.

22624. Canned tomatoes. (F. D. C. No. 38050. S. Nos. 14–476/7 M.)

QUANTITY: 1,694 cases, 24 1-lb. cans each, at East St. Louis, Ill.

SHIPPED: 4–2–55 and 4–25–55, from Wheeler, Ark., by B & H Canning Co.

LABEL IN PART: (Can) "Iona Tomatoes."

LIBELED: 5–18–55, E. Dist. Ill.

CHARGE: 402 (a) (3)—contained maggots and fly eggs when shipped.

DISPOSITION: 6–9–55. Default—destruction.

22625. Tomato catsup. (F. D. C. No. 37761. S. No. 3–900 M.)

QUANTITY: 128 cases, 6 7-lb. cans each, at Wilson, N. Y.

SHIPPED: 12–28–54, from McKees Rocks, Pa., by John Sexton & Co.

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

LIBELED: 1–24–55, W. Dist. N. Y.

CHARGE: 402 (a) (3)—contained decomposed tomato material when shipped.

DISPOSITION: 3–22–55. Default—destruction.

22626. Tomato juice. (F. D. C. No. 38135. S. Nos. 10–301/2 M, 10–369/71 M.)

INFORMATION FILED: 10–17–55, N. Dist. Ohio, against Bauer Canneries, Inc., Hamler, Ohio, and Clarence J. Bauer, president.

SHIPPED: Between 9–24–54 and 11–13–54, from Ohio to Wisconsin and Minnesota.

LABEL IN PART: (Can) "Clover Farm Brand Tomato Juice Net Contents 1 Qt. 14 Fl. Oz.," "Foodland Tomato Juice Net Contents 1 Quart 14 Fl. Oz.," "Contents 1 Qt. 14 Fl. Ozs. Happy Host Brand Tomato Juice," "Table Hints Brand Tomato Juice Contents 1 Qt. 14 Fl. Ozs.," or "Bauer Tomato Juice Contents 1 Qt. 14 Fl. Ozs. Packed By Bauer Canneries, Inc. Hamler, Ohio."

CHARGE: 402 (a) (3)—contained fly eggs, maggots, and decomposed tomato material when shipped.

PLEA: Nolo contendere.

DISPOSITION: 11–28–55. Corporation fined $100 on each of 3 counts—fine suspended on counts 2 and 3; individual fined $100 on each of 3 counts.