CHARGE: 402(a)(3)—contained rodent urine, rodent excreta, and rodent-gnawed beans while held for sale.

DISPOSITION: 8–31–60. Default—destruction.

**26699. Pickled peppers.** (F.D.C. No. 44508. S. No. 20–955 R.)

QUANTITY: 232 cases, 12 16-oz. jars each, at Toledo, Ohio.

SHIPPED: 3–31–60, from New Baltimore, Mich., by Safie Bros. Farms Pickle Co.

LABEL IN PART: (Jar) "Vlasic Mild'n Mellow Peppers * * * Vlasic Food Products Co. Imlay City, Michigan."

LIBELED: 7–1–60, N. Dist. Ohio.

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

DISPOSITION: 8–12–60. Default—destruction.

**26700. Sauerkraut.** (F.D.C. No. 44291. S. Nos. 66–161 P, 66–240 P, 68–079 P.)

INFORMATION FILED: 3–30–60, N. Dist. N.Y., against Norwich Packing Co., Inc., and Rea-D-Pack Foods, Inc., North Norwich, N.Y.

SHIPPED: Between 9–24–59 and 10–16–59, from New York to Pennsylvania.

LABEL IN PART: (Bag) "Willie's 'Home-Style' Sauerkraut Contents 2 lbs. Rea-D-Pack Foods N. Norwich, N.Y."

CHARGE: 402(a)(3)—contained flies, maggots, insects, insect fragments, and fly eggs; and 402(a)(4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 6–13–60. Each defendant fined $600.

## TOMATOES AND TOMATO PRODUCTS

**26701. Canned tomatoes.** (F.D.C. No. 44072. S. Nos. 97–358 P, 97–362 P.)

QUANTITY: 353 cases, 24 1-lb. cans each, and 43 cases, 24 1-lb. 3-oz. cans each, at Elwood, Ind.

SHIPPED: 12–3–59 and 12–31–59, from Elwood, Ind., to Milwaukee, Wis., by Fettig Canning Co., and returned to Elwood, Ind.

LABEL IN PART: (Can) "A&P [or "Sultana"] * * * Tomatoes * * * The Great Atlantic & Pacific Tea Company New York, N.Y. Distributor."

LIBELED: 3–14–60, S. Dist. Ind.

CHARGE: 402(a)(3)—contained fly eggs and maggots, and (43 case lot) decomposed tomato material when shipped.

DISPOSITION: 5–19–60. Default—destruction.

**26702. Canned tomatoes.** (F.D.C. No. 44685. S. No. 7–324 R.)

QUANTITY: 98 cases, 6 6-lb. 6-oz. cans each, at Burlington, Vt.

SHIPPED: 4–18–60, from Clyde, N.Y., by H. C. Hemingway & Co.

LABEL IN PART: (Can) "Royal Guest Brand Tomatoes * * * Packed for Food Products Co. of America Chicago, Ill."

LIBELED: 6–30–60, Dist. Vt.

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

DISPOSITION: 7–20–60. Default—destruction.

**26703. Canned tomatoes.** (F.D.C. No. 44243. S. No. 71–970 P.)

QUANTITY: 1,995 cases, 24 1-lb. cans each, at East Point, Ga.