DISPOSITION: May 2, 1949. The Triangle Sales Corp. of Lynn, Mass., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

14644. Misbranding of canned tomatoes. U. S. v. 414 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 24297, 24355. Sample Nos. 20967–K, 21420–K.)

LIBELS FILED: January 14 and March 2, 1948, Northern District of Oklahoma.

ALLEGED SHIPMENT: On or about August 14 and 16, 1947, by the Johnson & Steele Canning Co., from West Fork, Ark.

PRODUCT: 1,012 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Bristow and Tulsa, Okla.

LABEL, IN PART: "Little Mill Brand Tomatoes * * * Packed for Springdale Canning Co. Springdale, Ark." and "Nancy Lee Brand Tomatoes Packed for Steele Canning Co. Springdale, Ark."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the article fell below the standard of quality prescribed for canned tomatoes since it failed to meet the requirements for strength and redness of color, and its label failed to bear a statement that it fell below such standard.

DISPOSITION: February 20 and March 17, 1948. Joe M. Steele, doing business as the Springdale Canning Co. and the Steele Canning Co., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond for relabeling under the supervision of the Federal Security Agency.

14645. Misbranding of canned tomatoes. U. S. v. 597 Cases * * *. (F. D. C. No. 25744. Sample No. 23258–K.)

LIBEL FILED: September 14, 1948, Western District of Louisiana.

ALLEGED SHIPMENT: On or about August 2, 1948, by the Athens Canning Co., from Athens, Tex.

PRODUCT: 597 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at De Quincy, La.

LABEL, IN PART: "Homefolk Brand Tomatoes."

NATURE OF CHARGE: Misbanding, Section 403 (h) (1), the product fell below the standard of quality for canned tomatoes, and it was not labeled to show that it was substandard. It failed to meet the test for strength and redness of color, and it contained excessive peel.

DISPOSITION: October 22, 1948. The Athens Canning Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Federal Security Agency.

14646. Misbranding of canned tomatoes. U. S. v. 473 Cases * * *. (F. D. C. No. 23719. Sample No. 49732–H.)

LIBEL FILED: September 29, 1947, Western District of Louisiana.

ALLEGED SHIPMENT: On or about June 21, 1947, by the Bennett-Ray Canning Co., from Pharr, Tex.

PRODUCT: 473 cases, each containing 24 1-pound, 3-ounce cans, of tomatoes at Lafayette, La.