

3953. Adulteration of raisins. U. S. v. 50 Boxes of Raisins, more or less. Consent decree of condemnation and forfeiture. Product ordered destroyed. (F. & D. No. 5755. I. S. No. 1495-h. S. No. E-56.)

On June 11, 1914, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 50 boxes of raisins, more or less, remaining unsold in the original unbroken packages at Baltimore, Md., alleging that the product had been transported from the State of New York into the State of Maryland, and charging adulteration in violation of the Food and Drugs Act. The product was labeled: "Recleaned California Thompson's Seedless Raisins, packed by Bonner Packing Company, San Francisco, Cal."

Adulteration of the product was alleged in the libel for the reason that it consisted in whole or in part of a filthy vegetable substance, to wit, raisins covered with excreta.

On July 9, 1914, Wood and Selick, New York, N. Y., claimant, having filed its answer consenting to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to said claimant company upon payment of the costs of the proceedings and the execution of a bond in the sum of \$250, in conformity with section 10 of the act, one of the conditions of said bond being that none of the raisins should be sold or disposed of by the claimant until after they should have been carefully cleaned and those raisins which were adulterated should have been separated from those which were not adulterated and not until samples of the raisins which were deemed fit for human food should have been submitted to the Bureau of Chemistry of the United States Department of Agriculture for examination and until said Bureau of Chemistry should have approved the use of said raisins for food purposes, after which approval said raisins so approved might be sold or disposed of by said claimant for human consumption, while those raisins which were deemed unfit for human consumption should be destroyed by said claimant. On February 20, 1915, the product having been examined under the supervision of this department after the same had been cleaned by the claimant, and having been found unsalable and unfit for human consumption, and the claimant company having stated that it was not its desire to take any further action looking to recleaning the raisins, an order was entered directing the United States marshal to destroy the same.

CARL VROOMAN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., *July 1, 1915.*