

3990. Adulteration of candy. U. S. * * * v. 163 Pails and 128 Boxes of Candy. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 6291. I. S. Nos. 17093-k, 17094-k, 17095-k, 17096-k, 17097-k, 17098-k, 17099-k, 17100-k, 18801-k, 18802-k, 18803-k, 18804-k. S. No. W-32.)

On February 13, 1915, the United States attorney for the District of Colorado, 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 163 pails and 128 boxes of candy, remaining unsold in the original unbroken packages at Denver, Colo., alleging that the product had been shipped and transported in interstate commerce from the State of Kansas into the State of Colorado, and charging adulteration in violation of the Food and Drugs Act. A portion of the product was labeled: "W. D. K. Groc. Co. Salina, Ks. A. Lang, Denver, Colo." The remaining portion of the product was labeled: "W. D. K. Groc. Co. Abilene, Ks. A. Lang, Denver, Colo."

It was alleged in the libel that the product was adulterated in that it consisted in part of filthy, decomposed, and putrid animal substances, namely, live worms, live weevil, dead weevil, and excreta of worms, weevil, and mice.

On April 16, 1915, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., *July 19, 1915.*