

4578. Adulteration of horse beans. U. S. * * * v. 1 Carload of Horse Beans. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 6876. I. S. No. 2513-1. S. No. E-395.)

On September 27, 1915, the United States attorney for the Southern District of New York, 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 a carload of horse beans, remaining unsold and unloaded from the car at New York, N. Y., alleging that the article had been shipped, on or about August 21, 1915, and transported from the State of California into the State of New York, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it consisted in particular [part] of a partially decomposed vegetable product, wormy and worm-eaten beans, contrary to the provisions of section 7, subdivision 6 under food, of the Food and Drugs Act.

On October 18, 1915, Joseph Glanzer and Abraham Glanzer, copartners composing the firm of Glanzer Bros., New York, N. Y., having filed their claim admitting the truths of the allegations in the libel and 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 firm upon payment by it of the costs of the proceedings and the execution of bond in the sum of \$2,000, in conformity with section 10 of the act, conditioned that the goods should be sorted out and disposed of according to law, at the expense of said claimant firm.

CARL VROOMAN, *Acting Secretary of Agriculture.*