

4502. Adulteration of tomato pulp. U. S. v. 3,972 Cans of Tomato Pulp.
Default decree of condemnation, forfeiture, and destruction.
(F. & D. No. 6904. I. S. No. 10505-1. S. No. C-344.)

On October 6, 1915, the United States attorney for the Northern District of Illinois, 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 3,972 cans, each containing 1 gallon, of tomato pulp, remaining unsold in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped on September 10, 1915, and transported from the State of Indiana into the State of Illinois, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that, when it was so shipped as aforesaid, it consisted in part of a filthy vegetable substance; for the further reason that it consisted, in part, of a decomposed vegetable substance; for the further reason that it consisted, in part, of a putrid vegetable substance; for the further reason that it consisted wholly of a filthy vegetable substance; for the further reason that it consisted wholly of a decomposed vegetable substance, and for the further reason that it consisted wholly of a putrid vegetable substance.

On November 4, 1915, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the property should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*