

4952. **Adulteration of tuna fish. U. S. * * * v. 786 Cases * * * of Tuna Fish. Default decree of condemnation, forfeiture, and destruction.**
(F. & D. No. 7222. I. S. Nos. 4110-1, 4111-1, 4112-1, 4113-1, 4114-1, 4115-1, 4120-1, 4121-1, 4122-1. S. No. E-551.)

On February 14, 1916, the United States attorney for the Western District of Pennsylvania, 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 786 cases of an article purporting to be tuna fish, remaining unsold in the original unbroken packages at Pittsburgh, Pa., alleging that the article had been shipped and transported from the State of California into the State of Pennsylvania, the shipment having been received on or about January 15, 1916, 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 whole or in part, of a filthy, decomposed, or putrid animal substance, unfit for food, 30 to 40 per cent of the cans containing partly decomposed fish.

On March 10, 1916, 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.

CARL VROOMAN, *Acting Secretary of Agriculture.*