

5563. Adulteration of grapefruit. U. S. * * * v. 303 Boxes of Grapefruit. Consent decree of condemnation and forfeiture. Good portion released. Unfit portion destroyed. (F. & D. No. 7724. S. No. E-689.)

On September 26, 1916, the United States attorney for the Eastern 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 303 boxes of grapefruit, remaining unsold in the original unbroken packages at Brooklyn, N. Y., alleging that the article had been shipped on or about September 20, 1916, by N. A. Walcott, San Juan, P. R., and transported from the Island of Porto Rico 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 was colored in a manner whereby inferiority was concealed.

On October 3, 1916, W. J. Davenport and S. H. Davenport, New York, N. Y., claimants, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered that the product should be sorted under the supervision of this department, and that the portion found not to be adulterated should be released to said claimants. On November 3, 1916, the portion found to be adulterated was ordered destroyed.

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