

5976. Adulteration of tomato catsup. U. S. * * * v. 30 Cases * * * of * * * Tomato Catsup. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 8331. I. S. No. 4780-m. S. No. E-856.)

On July 9, 1917, the United States attorney for the Southern District of West Virginia, 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 30 cases, each containing two dozen bottles of "Onward Brand tomato catsup", labeled, "Made by the Purity Preserving Co., Greenville, Ohio," at Huntington, W. Va., alleging that the article had been shipped on April 13, 1917, by the Purity Preserving Co., Greenville, Ohio, and transported from the State of Ohio into the State of West Virginia, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in substance in the libel for the reason that it contained a partially decomposed vegetable product.

On September 25, 1917, 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.*