

the District Court of the United States for said district a libel praying the seizure and condemnation of 21 bundles of raisins, imported on or about November 21, 1922, remaining in the original, unbroken packages at New York, N. Y., alleging that the article had been shipped from Valparaiso, Chile, 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 the article consisted in part of a filthy, decomposed, and putrid vegetable substance.

On May 2, 1924, J. S. Malouf & Co., New York, N. Y., claimant, having admitted the allegations of the libel and consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$250, in conformity with section 10 of the act, conditioned that the good portion be separated from the bad portion under the supervision of this department and the bad portion destroyed or denatured.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

**12308. Adulteration and misbranding of vanilla. U. S. v. 1 Barrel of Vanilla. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 17974. I. S. No. 11547-v. S. No. W-1434.)**

On or about November 10, 1923, the United States attorney for the District of Colorado, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 1 barrel of vanilla, remaining in the original unbroken package at Denver, Colo., consigned by W. K. Jahn & Co., Chicago, Ill., alleging that the article had been shipped from Chicago, Ill., on or about September 25, 1923, and transported from the State of Illinois into the State of Colorado, and charging adulteration and misbranding in violation of the food and drug act as amended. The article was labeled in part: "Rico Guaranteed 10 Gal. Baker's Special "A" Vanilla Compound Flavor The W. K. Jahn Company New York Montreal San Francisco Chicago Rico Flavor."

Adulteration of the article was alleged in the libel for the reason that a substance composed of a hydroalcoholic solution of vanillin and coumarin had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength and had been substituted wholly or in part for the said article. Adulteration was alleged for the further reason that the article was colored in a manner whereby damage or inferiority was concealed.

Misbranding was alleged for the reason that the statement "Vanilla Compound Flavor" on the label of the said barrel was false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was an imitation of and offered for sale under the distinctive name of another article, and for the further reason that it was [food] in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On January 2, 1924, the W. K. Jahn Co., Inc., claimant, having admitted the allegations of the libel and consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$125, in conformity with section 10 of the act.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

**12309. Adulteration and misbranding of vanilla flavoring. U. S. v. Arthur L. Leech and S. Elfred Leech (The Arthur L. Leech Co.). Plea of nolo contendere. Fine, \$10. (F. & D. No. 17921. I. S. No. 1737-v.)**

On January 25, 1924, the United States attorney for the District of Maine, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Arthur L. Leech and S. Elfred Leech, copartners, trading as the Arthur L. Leech Co., Kennebunk, Me., alleging shipment by said defendants, in violation of the food and drugs act, on or about February 1, 1923, from the State of Maine into the State of Massachusetts, of a quantity of vanilla flavoring which was adulterated and