

packages at Jersey City, N. J., alleging that the article had been shipped by the Allen Fruit Co., Salem, Oreg., on or about July 23, 1931, and had been transported from the State of Oregon into the State of New Jersey, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that it consisted in whole or in part of a filthy, decomposed, or putrid vegetable substance.

On September 14, 1931, the Causse Manufacturing & Importing Co., Jersey City, N. J., claimant, having admitted the allegations of the libel and having consented to the entry of a decree in accordance with the prayer thereof, judgment was entered ordering that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$5,000, conditioned in part that it be sorted by hand to separate the good cherries from those which were decomposed, and that the decomposed portion be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18829. Adulteration of tullibeas. U. S. v. 10 Boxes of Tullibeas. Default decree of destruction entered. (F. & D. No. 26711. I. S. No. 35674. S. No. 4864.)

Samples of tullibeas from the shipment herein described having been found to be infested with worms, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of Ohio.

On June 25, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 10 boxes of tullibeas at Cleveland, Ohio, alleging that the article had been shipped by the Booth Fisheries Co., from Warroad, Minn., on or about June 20, 1931, and had been transported from the State of Minnesota into the State of Ohio, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "From Booth Fisheries Co. * * * Warroad, Minn."

It was alleged in the libel that the article was adulterated in that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance, and in that it was a portion of an animal unfit for food.

On September 4, 1931, no claimant having appeared for the property, a decree was entered finding the product adulterated and subject to condemnation, and it was ordered by the court that the said product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18830. Adulteration of tullibeas. U. S. v. 10 Boxes of Tullibeas. Default decree of destruction entered. (F. & D. No. 26782. I. S. No. 35681. S. No. 4901.)

Samples of tullibeas from the shipment herein described having been found to be infested with worms, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of Ohio.

On July 8, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 10 boxes of tullibeas, remaining in the original unbroken packages at Cleveland, Ohio, alleging that the article had been shipped by the Warroad Fish Co., from Warroad, Minn., on or about June 22, 1931, and had been transported from the State of Minnesota into the State of Ohio, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "From Warroad Fish Company, Warroad, Minn."

It was alleged in the libel that the article was adulterated in that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance, and in that it was a portion of an animal unfit for food.

On September 4, 1931, no claimant having appeared for the property, a decree was entered finding the product adulterated and subject to condemnation, and it was ordered by the court that the said product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18831. Misbranding of feed. U. S. v. 150 Cases (Sacks) of Feed. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26720. I. S. No. 15906. S. No. 4866.)

Samples of feed from the shipment herein described having been found to contain less protein than labeled, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of North Carolina.

On July 1, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 150 sacks of feed, remaining in the original unbroken packages at Monroe, N. C., alleging that the article had been shipped by the Shenandoah Milling Co., from Shenandoah, Va., on or about May 1, 1931, and had been transported from the State of Virginia into the State of North Carolina, and charging misbranding in violation of the food and drugs act. The article was labeled in part: (Sacks) "Blue Ridge Feed Analysis Protein 15% * * * Manufactured by Shenandoah Milling Company, Inc., Shenandoah, Virginia."

It was alleged in the libel that the article was misbranded in that the statement on the label, "Protein 15%," was false and misleading and deceived and misled the purchaser, in that the said statement represented that the article contained 15 per cent of protein, whereas it contained a less amount.

On August 24, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18832. Adulteration and misbranding of ground cardamon. U. S. v. Isidor Wertheimer (I. Wertheimer & Son). Plea of guilty. Fine, \$50. (F. & D. No. 26639. I. S. No. 020810.)

Samples of a product, purporting to be ground cardamon, having been found to consist of ground cardamon and ground ginger, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of New York.

At the September, 1931, term of the United States District Court aforesaid the United States attorney filed an information against Isidor Wertheimer, trading as I. Wertheimer & Son, New York, N. Y., alleging shipment by said defendant, in violation of the food and drugs act, on or about April 2, 1930, from the State of New York into the State of Michigan, of a quantity of ground cardamon which was adulterated and misbranded. The article was labeled in part: (Drum) "I. Wertheimer & Son, New York Pure Ground Cardamon."

It was alleged in the information that the article was adulterated in that a substance, ginger, had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength, and had been substituted in part for pure ground cardamon, which the said article purported to be.

Misbranding was alleged for the reason that the statement, "Pure Ground Cardamon," borne on the drum containing the article, was false and misleading in that the said statement represented that the article consisted solely of pure ground cardamon; and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it consisted solely of pure ground cardamon; whereas it did not so consist, but was a product consisting of a mixture of ground cardamon and ground ginger. Misbranding was alleged for the further reason that the article was a mixture composed in part of ground ginger and was offered for sale under the distinctive name of another article.

On September 24, 1931, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$50.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18833. Adulteration of canned salmon. U. S. v. 194 Cases of Canned Salmon. Decree of condemnation entered. Product released under bond. (F. & D. No. 26870. I. S. No. 22327. S. No. 5057.)

Samples of canned salmon from the shipment herein described having been found to be decomposed, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of Washington.

On August 13, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 194 cases of canned salmon, remaining in the original unbroken packages at Seattle, Wash., alleging that the article had been shipped by the Hood Bay Canning Co., Hood Bay, Alaska, on or about August 27, 1930, and had been transported from Alaska into the State of Washington, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that it consisted in whole or in part of a decomposed animal substance.

On August 26, 1931, the Hood Bay Canning Co., Hood Bay, Alaska, having appeared as claimant for the property and having admitted the allegations of the libel, judgment of condemnation was entered. The claimant having paid