

strict court a libel praying seizure and condemnation of 1 barrel of rabbits at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about December 13, 1933, by the Stanley Produce Co., from Mendon, Mo., 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 part of a decomposed animal substance.

On February 9, 1934, 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.

M. L. WILSON, *Acting Secretary of Agriculture.*

21939. Adulteration and misbranding of olives. U. S. v. 24 Cases of Olives. Default decree of condemnation, forfeiture, and destruction. (F. & D. no. 31767. Sample no. 52318-A.)

This case involved a shipment of olives which were in part wormy and which were not labeled with a plain and conspicuous statement of the quantity of the contents, since the declaration on the label was not made in the terms of the largest unit, namely, 1 quart.

On December 22, 1933, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 24 cases of olives at New Brunswick, N.J., alleging that the article had been shipped in interstate commerce on or about November 13, 1933, by B. M. Reeves, from Brooklyn, N.Y., and charging adulteration and misbranding in violation of the Food and Drugs Act as amended. The article was labeled in part: (Jar) "College Town Spanish Olives Contents 32 Oz."

It was alleged in the libel that the article was adulterated in that it consisted wholly or in part of a filthy vegetable substance.

Misbranding was alleged for the reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, since the quantity was not declared in terms of the largest unit.

On January 31, 1934, 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.

M. L. WILSON, *Acting Secretary of Agriculture.*

21940. Adulteration and misbranding of olives. U. S. v. 22 Cases of Olives. Default decree of condemnation, forfeiture, and destruction. (F. & D. no. 31768. Sample no. 66009-A.)

This case involved a shipment of olives which were in part wormy and which were also short volume.

On December 22, 1933, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 22 cases of olives at Englewood, N.J., alleging that the article had been shipped in interstate commerce on or about October 17, 1933, by Max Block & Co., Inc., from New York, N.Y., and charging adulteration and misbranding in violation of the Food and Drugs Act as amended. The article was labeled in part: (Case) "Salome Brand 1 Doz. 32 Oz. Selected Queen Olives", (bottle) "Salome Brand Selected Olives Contents 32 Fl. Oz. Max Block & Co. Inc. Distributors, New York."

It was alleged in the libel that the article was adulterated in that it consisted wholly or in part of a filthy vegetable substance.

Misbranding was alleged for the reason that the statements, (case) "32 Oz." (bottle) "Contents 32 Fl. Oz.", were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, since the statement made was incorrect.

On January 31, 1934, 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.

M. L. WILSON, *Acting Secretary of Agriculture.*