

strict court a libel praying seizure and condemnation of 1,235 cases of canned shrimp at Boston, Mass., alleging that the article had been shipped in interstate commerce on or about September 13, 1934, by the Louisiana Packing Co., Inc., a corporation, from New Orleans, La., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Lucky Strike Brand Fancy Louisiana Shrimp * * * Louisiana Packing Co. Inc. Chauvin, Louisiana."

The article was alleged to be adulterated in that it consisted wholly or in part of a decomposed animal substance.

On December 13, 1934, the Louisiana Packing Co., Inc., having appeared as claimant for the property and having admitted the allegations of the libel, judgment of condemnation and forfeiture was entered, and it was ordered that the product be released under bond conditioned that the unfit portion be segregated and destroyed.

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

24020. Adulteration of canned peaches. U. S. v. 396 Cases of Canned Peaches. Default decree of condemnation and destruction. (F. & D. nos. 33675 to 33678, incl. Sample nos. 3919-B, 3920-B.)

Examination of the canned peaches involved in this case showed the presence of wormy and worm-eaten pieces.

On October 10, 1934, the United States attorney for the Southern District of Texas, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 396 cases of canned peaches at Houston, Tex., alleging that the article had been shipped in interstate commerce, on or about July 7, 1934, by Roberts Bros., Inc., from Americus, Ga., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Indian Hunter Brand Peaches [or "Pie Peaches"] * * * Below U. S. Standard Good Food Not High Grade Distributed by Roberts Bros. Inc. Main Office Baltimore, Md."

The article was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On December 12, 1934, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

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

24021. Misbranding of jam. U. S. v. 22 Cases of Jam. Default decree of condemnation and destruction. (F. & D. no. 33690. Sample no. 141-B.)

Sample jars of jam taken from the shipment involved in this case were found to contain less than 2 pounds, the weight declared on the label.

On October 30, 1934, the United States attorney for the District of New Mexico, acting upon a report by the Secretary of Agriculture, filed in the district court, a libel praying seizure and condemnation of 22 cases, each containing 12 jars of jam, at Roswell, N. Mex., alleging that the article had been shipped in interstate commerce on or about November 7, 1933, by the William Edwards Co., from Cleveland, Ohio, and charging misbranding in violation of the Food and Drugs Act as amended. The article was labeled in part: "First Prize Brand Grape-Apple-Raspberry Seedless Jam Contents Two Pounds The William Edwards Co. Producers Cleveland, Ohio."

The article was alleged to be misbranded in that the statement on the jar label, "Contents Two Pounds", was false and misleading and tended to deceive and mislead the purchaser. Misbranding was alleged for the further reason that the article was food in package form and the quantity of the contents were not plainly and conspicuously marked on the outside of the package since the statement made was incorrect.

On December 3, 1934, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

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

24022. Adulteration of frozen eggs. U. S. v. Frigid Food Products, Inc. Plea of guilty. Fine, \$100 and costs. (F. & D. no. 33783. Sample no. 44201-A.)

This case was based on an interstate shipment of frozen eggs which were in part decomposed.

On October 19, 1934, the United States attorney for the District of Nebraska, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Frigid Food Products, Inc., Detroit, Mich., alleging