

30665. Adulteration of raisins. U. S. v. 272 Cartons of Raisins. Consent decree of condemnation. Product released under bond for disposal as stock feed. (F. & D. No. 44651. Sample No. 36886-D.)

This product had been shipped in interstate commerce and remained unsold and in the original packages. At the time of examination it was found to be insect-infested.

On January 10, 1939, the United States attorney for the Eastern District of Oklahoma, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 272 cartons of raisins at Muskogee, Okla.; alleging that the article had been shipped in interstate commerce on or about September 5, 1938, from Sultana, Calif., by West Coast Growers & Packers; and charging adulteration in violation of the Food and Drugs Act.

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

On May 6, 1939, Bonicelli Wholesale Grocery Co., Muskogee, Okla., having appeared as claimant and having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered converted into stock feed under the supervision of this Department.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30666. Adulteration of frozen perch. U. S. v. 43 Boxes of Perch Fillets. Default decree of condemnation and destruction. (F. & D. No. 45277. Sample No. 52503-D.)

This product contained parasitic worms.

On May 8, 1939, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 43 boxes of perch fillets at Buffalo, N. Y.; alleging that the article had been shipped in interstate commerce on or about April 22, 1939, from Boston, Mass., by Arnold & Winsor Co.; and charging adulteration in violation of the Food and Drugs Act.

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

On June 6, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30667. Misbranding of horseradish. U. S. v. 41 Cases of Horseradish. Default decree of condemnation and destruction. (F. & D. No. 44264. Sample No. 34510-D.)

This product was short of the declared weight.

On November 2, 1938, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 41 cases of horseradish at Richmand, Va.; alleging that the article had been shipped in interstate commerce on or about September 28, 1938, from Elmira, N. Y., by Harry Taylor; and charging misbranding in violation of the Food and Drugs Act. The article was labeled in part: "Carpel's Tasty Kind Pure Horse Radish * * * Carpel Corporation Distributors."

Misbranding was alleged in that the statement "Contains 6 Oz. Avd.," borne on the label, was false and misleading and tended to deceive and mislead the purchaser when applied to an article that was short weight. It was alleged to be misbranded in 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, since the quantity stated was not correct.

On May 31, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30668. Adulteration of perch fillets. U. S. v. 58 Boxes of Perch Fillets. Default decree of condemnation and destruction. (F. & D. No. 44940. Sample No. 35026-D.)

This product contained parasitic worms.

On March 2, 1939, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 58 boxes of perch fillets at Norfolk, Va.; alleging that the article had been shipped in interstate commerce