

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2654.

(Given pursuant to section 4 of the Food and Drugs Act.)

**U. S. v. 396 Cases Navel Oranges. Decree of condemnation by default.
Goods ordered destroyed.**

ADULTERATION OF NAVEL ORANGES.

On April 14, 1913, the United States Attorney for the Western District of New York filed in the District Court of the United States for said district a libel for the seizure and condemnation of 396 cases each containing on an average 150 navel oranges remaining unsold in the original unbroken packages in possession of the Wabash Railroad Co., at its yards in Louisiana Street, Buffalo, N. Y., alleging that the product had been shipped on March 29, 1913, by the San Dimas Fruit Exchange, Charter Oak, Cal., and transported from the State of California into the State of New York, and charging adulteration in violation of the Food and Drugs Act. The product was labeled: "Charter Oak Brand Oranges. Grown and packed at Charter Oak, Los Angeles Co., California. Shipped by San Dimas Fruit Exchange, San Dimas, California. W. Navels."

Adulteration of the product was alleged in the libel for the reason that it had been materially damaged by freezing and was inferior and decomposed in that a transverse section through the center of more than 15 per cent of the contents of each of the packages of the product showed a marked drying in 20 per cent or more of the exposed pulp.

On April 18, 1913, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered and it was ordered that the product should be destroyed by the United States marshal and that the costs of the proceedings be recovered from the owners of the property.

B. T. GALLOWAY,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *September 29, 1913.*

