

3796. Adulteration of so-called Green Cord Brand California figs. U. S. v. 1,200 Boxes of * * * California Figs. Default decree of condemnation, forfeiture, and destruction.
(F. & D. No. 6156. I. S. No. 12137-k. S. No. C-114.)

On December 2, 1914, the United States attorney for the Eastern District of Michigan, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 1,200 boxes, more or less, each containing 50 retail packages of so-called Green Cord Brand California figs, remaining unsold in the original unbroken packages at Detroit, Mich., alleging that the product had been shipped on or about August 28, 1914, and transported from the State of California into the State of Michigan, and charging adulteration in violation of the Food and Drugs Act. The cases were labeled: "Green Cord, 50-6 oz. Choice California Figs. The J. K. Armsby Co. Fresno California, Bleached with Sulphur Dioxide." The retail packages were labeled: "Green Cord Brand California Figs, prepared with Sulphur Dioxide. Net Weight Six Ounces, Choice, The J. K. Armsby Co. Fresno, Cal. Registered."

It was alleged in the libel that the product was adulterated in violation of the act of June 30, 1906, known as the Food and Drugs Act, and was liable to condemnation and was confiscable, for the reason that the figs were shipped and consigned as aforesaid in original unbroken packages and sold by the consignor thereof as pure and unadulterated, whereas, in truth and in fact, the said "Green Cord Choice California Figs" were not pure and unadulterated food but were adulterated in that they were moldy.

On February 15, 1915, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., *May 8, 1915.*