

**3818. Adulteration of tomato pulp. U. S. * * * v. 100 Cases * * *
of Tomato Pulp. Default decree of condemnation, forfeiture, and
destruction. (F. & D. No. 6234. I. S. No. 11262-K. S. No. C-151.)**

On January 22, 1915, the United States attorney for the Southern District of Ohio, 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 100 cases, each case containing 48 cans of tomato pulp, remaining unsold in the original unbroken packages at Hamilton, Ohio, alleging that the product had been shipped and transported from the State of Indiana into the State of Ohio, and charging adulteration in violation of the Food and Drugs Act. The cases were labeled: "No. 1 Scott Co. Tomato Pulp." The cans were labeled: "Scott Co. Brand Whole Tomato Pulp Packed by Austin Canning Co., Austin, Ind. Contents 10 oz."

Adulteration of the product was alleged in the libel for the reason that it contained, and in part consisted of, a decomposed vegetable substance.

On February 8, 1915, no claimant having appeared for the property, an order pro confesso was entered, and on March 22, 1915, the final judgment and decree of the court was entered, whereby the goods were condemned and forfeited to the United States, and ordered to be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*

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