

**3941. Adulteration of canned pork and beans. U. S. v. 75 Cases of Canned Pork and Beans \* \* \*. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 5616. I. S. No. 8025-h. S. No. E-3.)**

On March 10, 1914, the United States attorney for the Western District of North Carolina, 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 75 cases, each containing 6 dozen cans, of an article of food purporting to be canned pork and beans, remaining unsold in the original unbroken packages at Charlotte, N. C., alleging that the product had been shipped on or about December 26, 1913, and transported from the State of Indiana into the State of North Carolina, and charging adulteration in violation of the Food and Drugs Act. The cases were labeled: "May Day Pork and Beans with Tomato Sauce, Greenwood Packing Co., Greenwood, Ind. Contents 10 oz. \* \* \*." The cans were labeled: "May Day Pork and Beans with Tomato Sauce, Greenwood Packing Co., Greenwood, Ind. Contents 10 oz."

Adulteration of the product was alleged in the libel for the reason that it consisted in whole or in part of filthy, putrid, and decomposed vegetable matter, to wit, beans of doubtful quality about 46 per cent, and musty; moldy beans about 53 per cent, a partially decomposed vegetable product treated in such manner as to conceal inferiority, and which rendered such canned pork and beans unpalatable and unfit for food.

On October 8, 1914, 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., *June 30, 1915.*