

4504. Adulteration and misbranding of pepper. U. S. * * * v. 4 Pails of Ground Pepper. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 6642. I. S. No. 15307-k. S. No. C-252.)

On June 21, 1915, the United States attorney for the Southern District of Alabama, 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 four pails, each containing 30 pounds, of ground pepper, remaining unsold in the original unbroken packages at Mobile, Ala., alleging that the article had been shipped on May 21, 1915, and transported from the State of Ohio into the State of Alabama, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled: "Thirty pounds net Strictly Pure Ground Pepper B."

Adulteration of the article was alleged in the libel for the reason that it contained a large percentage of pepper shells added thereto.

Misbranding was alleged for the reason that the article was branded or labeled "Thirty pounds net Strictly Pure Ground Pepper B," whereas it was adulterated in the addition of a large percentage of pepper shells.

On August 13, 1915, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the article should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*