

4631. Adulteration of condensed milk. U. S. * * * v. 8 Cases of Condensed Milk. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 6987. I. S. No. 3513-1. S. No. E-458.)

On November 8, 1915, the United States attorney for the Southern District of New York, 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 8 cases of condensed milk, remaining unsold in the original unbroken packages at New York, N. Y., alleging that the article had been shipped, on or about October 26, 1915, and transported from the State of New Jersey into the State of New York, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that the cases contained cans of condensed milk which were swells, and the contents of which were in a decomposed condition, contrary to the provisions of section 7, subdivision 6, under food of the Food and Drugs Act.

On November 30, 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.

C. F. MARVIN, *Acting Secretary of Agriculture.*