

**4829. Adulteration of dried apples. U. S. v. Davidson Bros., a corporation. Tried to the court and a jury. Verdict of guilty. Fine, \$100 and costs. (F. & D. No. 5847. I. S. No. 919-h.)**

On June 19, 1915, the United States attorney for the Western District of Kentucky, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Davidson Bros., a corporation, Glasgow, Ky., alleging shipment by said company, in violation of the Food and Drugs Act, on or about July 22, 1913, from the State of Kentucky into the State of Ohio, of a quantity of dried apples which were adulterated.

Examination of a sample of the product by the Bureau of Chemistry of this department showed that it was partially fermented and contained an excessive amount of worms, and worm-eaten pieces, weevils, and excreta. It also contained an excessive amount of dirty material.

Adulteration of the article was alleged in the information for the reason that it consisted, in whole or in part, of a filthy and decomposed vegetable substance.

On May 16, 1916, the case having come on for trial before the court and a jury, after the submission of evidence and arguments by counsel, the case was given to the jury which, after due deliberation, returned its verdict of guilty, and the court thereupon imposed a fine of \$100 and costs.

CARL VROOMAN,  
*Acting Secretary of Agriculture.*