

5475. Adulteration of oranges. U. S. * * * v. 396 Boxes * * * of Oranges. Consent decree of condemnation and forfeiture. Good portion released on bond. Unfit portion ordered destroyed. (F. & D. No. 8157. I. S. No. 10767-m. S. No. C-674.)

On March 8, 1917, the United States attorney for the Northern District of Iowa, 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 396 boxes of oranges remaining unsold in the original unbroken packages at Dubuque, Iowa, alleging that the article had been shipped on or about February 21, 1917, by D. Kellerman, Lindsay, Cal., and transported from the State of California into the State of Iowa, and charging adulteration in violation of the Food and Drugs Act. The article was labeled: "Sunbright Brand California Oranges."

Adulteration of the article was alleged in substance in the libel for the reason that 66.6 per cent showed drying in over 20 per cent of the sections of said product and that 16.6 per cent of the oranges were rotten and decomposed.

On March 19, 1917, D. Kellerman, Pittsburgh, Pa., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the article should be released to said claimant upon the payment of the costs of the proceedings and other expenses and the execution of a bond in the sum of \$1,000, in conformity with section 10 of the act, conditioned in part that the product should be inspected by an inspector of this department, and that the portion found unfit for food should be destroyed and the good portion delivered to said claimant.

CLARENCE OUSLEY, *Acting Secretary of Agriculture.*