

5813. Adulteration and misbranding of gelatin. U. S. * * * v. 2 Barrels of * * * Gelatin. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 8284. I. S. No. 8812-m. S. No. E-853.)

On July 3, 1917, the United States attorney for the Eastern District of Pennsylvania, 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 2 barrels of gelatin, consigned by W. K. Jahn Co., Chicago, Ill., remaining unsold in the original unbroken packages at Philadelphia, Pa., alleging that the article had been shipped on or about May 2, 1917, and transported from the State of Illinois into the State of Pennsylvania, and charging adulteration and misbranding in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that glue had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength, and had been substituted in part for gelatin, and for the further reason that it contained added poisonous and deleterious ingredients, to wit, copper and zinc, which might render the same injurious to health.

Misbranding of the article was alleged in substance in the libel for the reason that its packages contained labels which bore the statement, "Gelatine," regarding the article and the ingredients and substances contained therein, which was false and misleading in that it indicated to purchasers that the packages contained gelatin, when, in fact, they did not; and for the further reason that the product, consisting largely of glue, was an imitation of, and offered for sale under the distinctive name of, another article, to wit, gelatin.

On July 28, 1917, the said W. K. Jahn Co., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be released to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$800, in conformity with section 10 of the act, conditioned in part that the article should be relabeled under the supervision of this department and should not be used for food purposes or in the manufacture of articles of food.

CARL VROOMAN, *Acting Secretary of Agriculture.*