

5844. Adulteration and misbranding of gelatin. U. S. * * * v. 1 Barrel of Gelatin. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 8379. I. S. No. 8802-p. S. No. C-718)

On July 30, 1917, the United States attorney for the Southern District of Ohio, 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 1 barrel, containing 348 pounds of gelatin, consigned on or about May 16, 1917, by W. K. Jahn Co., Chicago, Ill., remaining unsold in the original unbroken package at Cincinnati, Ohio, alleging that the article had been shipped and transported from the State of Illinois into the State of Ohio, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part, "Special W. Gelatine."

Adulteration of the article was alleged in the libel for the reason that it contained an added poisonous and deleterious ingredient, to wit, zinc, which might render said article of food injurious to health.

Misbranding of the article was alleged for the reason that it was offered for sale, sold, and invoiced under the distinctive name of gelatin, when, in truth and in fact, it was not, but was another article, to wit, a mixture of gelatin and zinc.

On October 2, 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 relabeled under the supervision of a representative of this department and released to said claimant upon the payment of the costs of the proceedings and the execution of a good and sufficient bond, in conformity with section 10 of the act.

CARL VROOMAN, *Acting Secretary of Agriculture.*