

**6046. Adulteration of tomato pulp. U. S. \* \* \* v. 84 Barrels \* \* \* of Tomato Pulp. Default decree of condemnation, forfeiture, and destruction.** (F. & D. No. 8583. I. S. No. 3158-p. S. No. E-902.)

On October 22, 1917, the United States attorney for the Western 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 84 barrels, each containing 48 gallons of tomato pulp, remaining unsold in the original unbroken packages at Albion, N. Y., alleging that the article had been shipped on or about September 24, 1917, by the Ernest Griffith Co., Baltimore, Md., and transported from the State of Maryland into the State of New York, and charging adulteration in violation of the Food and Drugs Act.

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

On November 22, 1917, 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.

CARL VROOMAN, *Acting Secretary of Agriculture.*