

7585. Adulteration and misbranding of canned strawberries. U. S. * * * v. 66½ Cases of Canned Strawberries. Default decree of condemnation, forfeiture, and sale. (F. & D. No. 11452. I. S. No. 2098-r. S. No. W-519.)

On October 14, 1919, the United States attorney for the District of Colorado, 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 66½ cases of canned strawberries, consigned by George H. Hookes Co., Watsonville, Calif., remaining unsold in the original unbroken packages at Denver, Colo., alleging that the article had been shipped on or about October 22, 1918, and transported from the State of California into the State of Colorado, and charging adulteration in violation of the Food and Drugs Act. A portion of the cans bore no label, and a portion of the cans were labeled in part, "Hooke's Solid Pack Strawberries Packed by Geo. H. Hookes Co. Watsonville, California."

Adulteration of the article was alleged in substance in the libel for the reason that it consisted in part of a filthy, decomposed, and putrid vegetable substance, to wit, decayed and decomposed fruit.

Misbranding of the article was alleged in substance for the reason that it was food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the packages.

On November 24, 1919, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be disposed of by private or public sale by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

7586. Adulteration of raisins. U. S. * * * v. 280 Boxes of Raisins. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 11457. I. S. No. 17286-r. S. No. E-1827.)

On October 15, 1919, the United States attorney for the District of Maryland, 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 280 boxes of raisins, consigned on September 29, 1919, and October 1, 1919, remaining unsold in the original unbroken packages at Baltimore, Md., alleging that the article had been shipped by Francis H. Leggett & Co., New York, N. Y., and transported from the State of New York into the State of Maryland, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part, "California Thompson Seedless Raisins California Associated Raisin Company Office, Fresno, California."

Adulteration of the article was alleged in the libel for the reason that a substance, to wit, sand, had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength.

On December 2, 1919, the said Francis H. Leggett & Co., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$1,100, in conformity with section 10 of the act.

E. D. BALL, *Acting Secretary of Agriculture.*