

11162. Adulteration of oranges. U. S. v. 396 Boxes of Oranges. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 15802. I. S. No. 18618-t. S. No. C-3450.)

On March 8, 1922, the United States attorney for the Northern District of Illinois, 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 Chicago, Ill., alleging that the article had been shipped by the Peppers Fruit Co., from Redlands, Calif., February 18, 1922, and transported from the State of California into the State of Illinois, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Washington Navels Peppers Fruit Co. California."

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

On March 9, 1922, the Peppers Fruit Co., claimant, having admitted the allegations of the libel and consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$1,000, in conformity with section 10 of the act, conditioned in part that it be sorted under the supervision of this department, the bad portion destroyed and the good portion delivered to the said claimant.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

11163. Adulteration and misbranding of flour. U. S. v. 1,000 Sacks of Flour. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 16433. I. S. No. 14418-t. S. No. W-1106.)

On June 19, 1922, the United States attorney for the Northern District of California, 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 1,000 sacks of flour, remaining in the original unbroken packages at San Francisco, Calif., alleging that the article had been shipped by the Cascade Milling & Elevator Co., from Cascade, Mont., on or about June 9, 1922, and transported from the State of Montana into the State of California, and charging adulteration and misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: "Cascade Milling and Elev. Co. Fancy * * * Patent Cascade, Mont. * * * Bleached 98 Lbs. Net When Packed."

Adulteration of the article was alleged in the libel for the reason that water had been mixed and packed with and substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the statement, "98 Lbs. Net When Packed," was false and misleading and deceived and misled the purchaser, and for the further reason that the article was [food] in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On June 21, 1922, the Consolidated Flour Mills Co., San Francisco, Calif., claimant, having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$15,000, in conformity with section 10 of the act, conditioned in part that it be made to conform with the provisions of the said act, under the direction and to the satisfaction of this department.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

11164. Adulteration and misbranding of flour. U. S. v. 660 Sacks of Flour. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 16434. I. S. No. 14419-t. S. No. W-1107.)

On June 19, 1922, the United States attorney for the Northern District of California, 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 660 sacks of flour, remaining in the original unbroken packages at San Francisco, Calif., alleging that the article had been shipped by the Jennison Mills Co., from Williston, N. Dak., on or about June 9, 1922, and transported from the State of North Dakota into the State of California, and charging adulteration and misbranding in violation of the Food and