

18988. Adulteration of evaporated apples. U. S. v. Napa Fruit Co. Plea of guilty. Fine, \$100. (F. & D. No. 26555. I. S. No. 11650.)

Samples of evaporated apples from the shipment herein described having been found to be insect infested, moldy, or decayed, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of California.

On September 14, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid an information against the Napa Fruit Co., a corporation, Napa, Calif., alleging shipment by said company, in violation of the food and drugs act, on or about November 28, 1930, from the State of California into the State of Louisiana, of a quantity of evaporated apples that were adulterated.

It was alleged in the information that the article was adulterated in that it consisted in part of a filthy, decomposed, and putrid vegetable substance.

On September 24, 1931, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$100.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18989. Adulteration of herring. U. S. v. 4 Boxes of Herring. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27156. I. S. No. 40597. S. No. 5120.)

Samples of herring from the shipment herein described having been found to contain worms, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of Illinois.

On August 13, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of four boxes of herring at Chicago, Ill., alleging that the article had been shipped by M. Mickelsen, from Little Marais, Minn., on or about August 7, 1931, and had been transported from the State of Minnesota into the State of Illinois, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that it consisted in part of a decomposed, filthy, and putrid animal substance. Adulteration was alleged for the further reason that the article consisted of a portion of an animal unfit for food.

On October 12, 1931, 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 destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18990. Adulteration of canned salmon. U. S. v. 1,500 Cases, et al., of Canned Salmon. Consent decrees of condemnation and forfeiture. Product released under bond. (F. & D. Nos. 27034, 27053, 27054. I. S. Nos. 22365, 22366, 22367, 22368, 22369. S. Nos. 5249, 5274, 5287.)

Samples of canned salmon from the shipments herein described having been found to be tainted or stale, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of Washington.

On October 5, October 7, and October 8, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 7,860 cases of canned salmon, remaining in the original unbroken packages at Seattle, Wash., consigned by the Independent Salmon Canneries (Inc.), alleging that the article had been shipped from Ketchikan, Alaska, in various consignments, on or about August 4, August 10, and August 18, 1931, and had been transported from Alaska into the State of Washington, and charging adulteration in violation of the food and drugs act.

It was alleged in the libels that the article was adulterated in that it consisted in whole or in part of a decomposed animal substance.

On October 26, and December 21, 1931, the Independent Salmon Canneries (Inc.), Seattle, Wash., claimant, having admitted the allegations of the libel and having consented to the entry of decrees, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of bonds totaling \$3,000, conditioned in part that it be made to comply with the law under the supervision of this department, and further conditioned that it should not be sold or otherwise disposed of contrary to the Federal food and drugs act, or the laws of any State, Territory, district, or insular possession of the United States.

ARTHUR M. HYDE, *Secretary of Agriculture.*