

the district court a libel praying seizure and condemnation of 2,910 cans of tomato puree at Collinsville, Ill., alleging that the article had been shipped in interstate commerce on or about September 25, 1934, by the Everitt Packing Co., from Underwood, Ind., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a decomposed vegetable substance.

On April 30, 1935, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*

24606. Adulteration of canned tomato puree. U. S. v. 275 Cans of Tomato Puree. Default decree of condemnation and destruction. (F. & D. no. 35215. Sample nos. 27974-B, 27984-B.)

This case involved canned tomato puree that contained excessive mold.

On March 5, 1935, the United States attorney for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of two hundred and seventy-five 5-gallon cans of tomato puree at St. Louis, Mo., alleging that the article had been shipped in interstate commerce on or about October 13, 1934, by M & R Canning Co., from Owensboro, Ky., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted wholly or in part of a decomposed vegetable substance.

On April 1, 1935, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*

24607. Adulteration of tomato catsup. U. S. v. 89 Cases of Tomato Catsup. Default decree of condemnation and destruction. (F. & D. no. 35228. Sample no. 22823-B.)

This case involved tomato catsup that contained excessive mold.

On March 7, 1935, the United States attorney for the District of Minnesota, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 89 cases of tomato catsup at Minneapolis, Minn., alleging that the article had been shipped in interstate commerce on or about October 24, 1934, by the Fettig Canning Co., from Elwood, Ind., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Shirley Brand Quality Supreme Catsup Packed by Shirley Canning Co. Shirley, Ind."

The article was alleged to be adulterated in that it consisted wholly or in part of a decomposed vegetable substance.

On April 26, 1935, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*

24608. Misbranding of barley feed. U. S. v. 408 Bags of Barley Feed. Decree of condemnation. Product released under bond to be relabeled. (F. & D. no. 35235. Sample no. 8341-B.)

This case involved a shipment of barley feed that contained less protein than declared on the label.

On or about March 8, 1935, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 408 bags of barley feed at Ellicott City, Md., alleging that the article had been shipped in interstate commerce on or about January 23, 1935, by H. C. Knoke & Co., from Chicago, Ill., and charging misbranding in violation of the Food and Drugs Act. The article was labeled in part: "Barley Feed Guaranteed Analysis Crude Protein 14.00% * * * Manufactured by H. C. Knoke & Co. * * * Chicago, Ill."

The article was alleged to be misbranded in that the statement on the tag, "Crude Protein 14.00%", was false and misleading and tended to deceive and mislead the purchaser, since it contained less protein than declared.

On April 23, 1935, a claim for the product having been interposed, judgment of condemnation was entered and it was ordered that the product be released under bond conditioned that it be relabeled under the supervision of this Department.

W. R. GREGG, *Acting Secretary of Agriculture.*