

Cumberland, Md.; G. W. Abbott, Rohersville, Md.; W. B. Gregg, Grafton, W. Va.; Walter Johnston, Strasburg, Va.; Upshur Dairy Prod., Buckhannon, W. Va.; Wm. D. Barrick, Walkersville, Md.; M. K. Bowers, Keaneysville, W. Va.; M. J. Gartner, Gaithersburg, Md.; Wm. J. Griffith, Triadelphia, W. Va.; Wm. H. Wilson, Laurel, Md.; Webster Hess, Hancock, W. Va.; Howard Smith, Fairmont, W. Va.; Frank Ables, West Union, W. Va.; Ottis Snyder, Ellenboro, W. Va.; F. A. Moore, Belington, W. Va.; Guy Nicholson, Salem, W. Va.; R. C. Heffner, Pickens, W. Va.; A. E. Bowman, Tunnelton, W. Va.; O. McIntire, Morgansville, W. Va.; A. L. Ware, Holly, W. Va.; M. H. Coleman, Leesburg, Va.; G. S. Risinger, Cherry Run, W. Va.; Terra Alta Bottling Works, Terra Alta, W. Va.; L. H. Cutlip, Gassaway, W. Va.; B. M. Grim, Romney, W. Va.; Elizabeth Phillips, Glover Gap, W. Va.; Sherman Tuttle, Blacksville, W. Va.; J. D. Thorne, Blacksville, W. Va.; T. B. Richards, Metz, W. Va., 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 filthy, decomposed, or putrid animal substance.

On May 21, May 23, and May 24, 1935, the Fairmont Creamery Co., Pittsburgh, Pa., the consignee, having consented to the destruction of the product, judgments were entered ordering its immediate destruction.

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

**24969. Adulteration of cream. U. S. v. Five 5-Gallon Cans of Cream. Consent decree of destruction. (F. & D. no. 35644. Sample no. 23700-B.)**

This case involved shipments of cream which was filthy or decomposed or both filthy and decomposed.

On May 23, 1935, the United States attorney for the Western District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of five 5-gallon cans of cream at Pittsburgh, Pa., alleging that the article had been shipped in interstate commerce on or about May 20, 1935, in various shipments by: Boyd Swiger, Salem, W. Va.; A. L. Stalnaker, Jane Lew, W. Va.; Mrs. Virginia Layman, Grafton, W. Va.; J. A. Mauller, Bridgeport, W. Va.; and Beryl Sigley, Tunnelton, W. Va., 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 filthy, decomposed, or putrid animal substance.

On May 23, 1935, the consignee of the product, the Blue Valley Creamery Co., having requested its destruction, judgment was entered ordering that it be destroyed immediately.

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

**24970. Adulteration of butter. U. S. v. 25 Tubs of Butter. Default decree of condemnation and destruction. (F. & D. no. 35650. Sample no. 21718-B.)**

This case involved a shipment of butter samples of which were found to contain mold.

On May 29, 1935, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 25 tubs of butter at Newark, N. J., alleging that the article had been shipped in interstate commerce on or about May 18, 1935, by Swift & Co., from Muskogee, Okla., 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 filthy, decomposed, and putrid animal substance.

On September 4, 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.*

**24971. Adulteration of tomato paste. U. S. v. 18 Cases of Tomato Paste. Default decree of condemnation and destruction. (F. & D. no. 35651. Sample no. 24573-B.)**

This case involved a shipment of tomato paste that contained excessive mold.

On June 17, 1935, the United States attorney for the Middle District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 18 cases of tomato paste at Wilkes-Barre, Pa., alleging that the article had been shipped in interstate commerce on or about December 11, 1934, by the Gervas Canning Co., Inc., from Fredonia, N. Y., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Tasty Brand Tomato Paste \* \* \* Packed by Stanley Packing Company, Inc. Forestville, N. Y."