

29367. Adulteration of apples. U. S. v. 42 Bushels of Apples. Default decree of condemnation and destruction. (F. & D. No. 41510. Sample No. 47547-C.)

This product was contaminated with arsenic and lead.

On November 4, 1937, the United States attorney for the Southern District of West Virginia, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 42 bushels of apples at Charleston, W. Va.; alleging that the article had been shipped in interstate commerce on or about November 1, 1937, by Ernest Weekley from Proctorville, Ohio, to himself at Charleston, W. Va.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it contained added or deleterious ingredients, arsenic and lead, which might have rendered it dangerous to health.

On November 16, 1937, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29368. Adulteration of crab meat. U. S. v. Fifty 1-Pound Cans of Crab Meat. Default decree of condemnation and destruction. (F. & D. No. 43148. Sample No. 34136-D.)

This product contained evidence of the presence of filth.

On July 18, 1938, 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 50 pound cans of crab meat at Pittsburgh, Pa.; alleging that the article had been shipped in interstate commerce on or about July 12, 1938, by A. N. Faulkner from Tilghman, Md.; 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 July 18, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29369. Adulteration of tomato catsup. U. S. v. 169 Cases and 266 Cases of Tomato Catsup. Default decrees of condemnation and destruction. (F. & D. Nos. 42480, 42887. Sample Nos. 31208-D, 31211-D.)

This product contained excessive mold.

On May 27 and June 3, 1938, the United States attorney for the Western District of Pennsylvania, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 435 cases of tomato catsup at Pittsburgh, Pa.; alleging that the article had been shipped in interstate commerce on or about April 2 and 20, 1938, by Farm King Packing Co. from Fredonia, N. Y.; and charging adulteration in violation of the Food and Drugs Act. A portion was labeled in part: "Stewart's Brand Tomato Catsup * * * Distributed By Jesse C. Stewart Co. Pittsburgh, Pa." The remainder was labeled in part: "Donahoe's My-Te-Good Ketchup * * * Packed For Donahoe's, Pittsburgh, Pa."

On July 21 and August 11, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29370. Adulteration of crab meat. U. S. v. Vaughan Smith Lankford (V. S. Lankford & Co.). Plea of not guilty. Tried to the court. Judgment of not guilty on count 1; guilty on counts 2, 3, and 4. Fine, \$40 and costs on second count. Sentence suspended on third and fourth counts. (F. & D. No. 40767. Sample Nos. 32269-C, 32275-C, 48205-C, 48208-C.)

Samples of this product were found to contain evidence of the presence of filth.

On April 14, 1938, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Vaughan Smith Lankford, trading as V. S. Lankford & Co., Hampton, Va., alleging shipment by said defendant within the period from on or about July 7, 1937, to on or about July 20, 1937, from the State of Virginia into the State of Pennsylvania and the District of Columbia, of quantities of crab meat which was adulterated in violation of the Food and Drugs Act.