

29395. Adulteration of dried figs. U. S. v. 627 Bags and 704 Bags of Dried Figs (and 1 similar seizure action.) Default decree of condemnation and destruction. F. & D. Nos. 39895, 39896, 39950. Sample Nos. 26287-C, 26288-C, 26289-C, 49323-C.)

Samples of this product were found to be moldy, sour, insect-infested, and dirty.

On June 25 and July 8, 1937, the United States attorney for the Northern District of Illinois, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of a total of 1,511 sacks of dried figs at Chicago, Ill.; alleging that the article had been shipped in interstate commerce by Rosenberg Bros., & Co. from Fresno, Calif., in part on or about March 5, and in part on or about March 19, 1937; 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 vegetable substance.

On June 6, 1938, the cases having been consolidated, and no answer having been filed to the libels, judgment of condemnation was entered and the product was ordered destroyed.

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

29396. Adulteration of blueberries. U. S. v. 8 Crates (and 2 other seizure actions). Default decrees of condemnation and destruction. (F. & D. Nos. 43329, 43332, 43367. Sample Nos. 26633-D, 26638-D, 26661-D.)

This product was infested with maggots.

On August 9, 10, and 11, 1938, the United States attorney for the Southern District of New York, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 37 crates of blueberries at New York, N. Y.; alleging that the article had been shipped in interstate commerce in various shipments on or about August 7, 8, and 9, 1938, by Kostick Bros. from Beaver Meadows, Pa.; 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, and putrid vegetable substance.

On September 9, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

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

29397. Adulteration of blueberries. U. S. v. 8 Crates of Blueberries. Default decree of condemnation and destruction. (F. & D. No. 43328. Sample No. 26632-D.)

This product was infested with maggots.

On August 9, 1938, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of eight crates of blueberries at New York, N. Y.; alleging that the article had been shipped in interstate commerce on or about August 6, 1938, by Paul Kopec from Tresckow, Pa.; 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 vegetable substance.

On September 9, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

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

29398. Misbranding of meat scrap. U. S. v. Herbert Bryant, Inc. Plea of nolo contendere. Fine, \$100. (F. & D. No. 28664. Sample No. 828-C.)

This product contained less protein than declared on the label.

On May 11, 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 Herbert Bryant, Inc., Alexandria, Va., alleging shipment by said company, in violation of the Food and Drugs Act, on or about September 15, 1936, from the State of Virginia into the State of Maryland, of a quantity of meat scrap which was misbranded. The article was labeled in part: "Meat Scrap * * * Manufactured by Herbert Bryant, Inc., Alexandria, Va."

It was alleged to be misbranded in that the statement "Protein 50.00%," borne on the bags, was false and misleading and was borne on the said bags