

30269. Adulteration of dried pears. U. S. v. 22 Boxes of Dried Pears. Default decree of condemnation and destruction. (F. & D. No. 44625. Sample No. 27449-D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original unbroken packages, at the time of examination was found to be moldy and insect-infested, and to contain mouse excreta.

On January 5, 1939, the United States attorney for the District of Colorado, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 22 boxes of dried pears at Denver, Colo., consigned by California Packing Corporation, alleging that the article had been shipped on or about October 18, 1938, from San Jose, Calif.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Goody Goody Fancy Northern Dried Pears."

It was alleged to be adulterated in that it consisted wholly or in part of a filthy and decomposed vegetable substance.

On February 27, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

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

30270. Adulteration of frozen whole eggs. U. S. v. 100 Cans of Frozen Whole Eggs. Default decree of condemnation and destruction. (F. & D. No. 44561. Sample No. 12135-D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original unbroken packages, at the time of examination was found to be in whole or in part decomposed.

On December 22, 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 100 cans of frozen eggs at New York, N. Y., in warehouse stored for the account of O. G. Harp Poultry & Egg Co., Shawnee, Okla.; alleging that the article had been shipped on or about October 15, 1938, by Manhattan Egg Co. from Jersey City, N. J.; 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 animal substance.

On February 17, 1939, default having been theretofore entered and the O. G. Harp Poultry & Egg Co., having secured an order for opening its default and for leave to file an owner's claim, but having failed to file such claim and stipulation for costs, judgment of condemnation was entered and the product was ordered destroyed.

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

30271. Adulteration of dried pears. U. S. v. 100 Cases of Dried Pears. Default decree of condemnation and destruction. (F. & D. No. 44654. Sample No. 37128-D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original packages, at the time of examination was found to be insect-infested.

On or about January 13, 1939, the United States attorney for the Southern District of Texas, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 100 cases of dried pears at Houston, Tex.; alleging that the article had been shipped on or about December 8, 1938, by Guggenlime & Co. from San Francisco, Calif.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Fuchsia Brand California Extra Choice Halved Pears."

It was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On February 13, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

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

30272. Adulteration of butter. U. S. v. Seven Tubs of Butter. Consent decree of condemnation. Product released under bond to be reconditioned. (F. & D. No. 44781. Sample No. 42170-D.)

This product contained less than 80 percent of milk fat.

On January 27, 1939, the United States attorney for the Eastern District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in