

3816. Adulteration of alleged oats. U. S. * * * v. 17 Cars * * * 4 Cars * * * and 1 Car * * * Alleged Oats. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. Nos. 6220, 6226. I. S. Nos. 11444-k, 11140-k, 11636-k, 11629-k, 11630-k, 11632-k, 11437-k, 11438-k, 11439-k, 11440-k, 11441-k, 11442-k, 11443-k, 11433-k, 11435-k, 11436-k, 11434-k, 11445-k, 11448-k, 11449-k, 11139-k, 11631-k. S. No. E-195.)

On January 15, 18, and 20, 1915, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 17 cars, 4 cars, and 1 car, each filled with alleged oats, remaining unsold and unloaded in the cars, in and near the city of Buffalo, New York, alleging that the product was in process of interstate transportation from the State of Illinois into the State of Maryland, the shipments having been made on or about January 7, 1915, and charging adulteration in violation of the Food and Drugs Act.

It was alleged in the libels that the product was adulterated in that a substance, to wit, a mixture of feed barley, weed seeds, dust, screenings, and oat hulls, had been mixed and packed with said oats so as to reduce or lower or injuriously affect the quality and strength thereof, and, further, in that a substance, to wit, a mixture of feed barley, weed seeds, dust, screenings, and oat hulls, had been substituted in whole or in part for oats.

On February 8, 1915, an order was filed consolidating the three actions into one court proceeding, and on the same date Blanchard Randall and others, trading as Gill & Fisher, claimants, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to said claimant upon payment of all the costs of the proceedings, and the execution of bond in the sum of \$20,000, in conformity with section 10 of the act.

CARL VROOMAN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., May 8, 1915.

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