

4031. Adulteration of oats. U. S. v. 1 Carload of Oats. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 303-c.)

On July 24, 1915, the United States attorney for the Eastern District of Virginia, acting upon a report by the dairy and food commissioner of Virginia, authorized by the Secretary of Agriculture, filed in the District Court of the United States for the Eastern District of Virginia a libel for the seizure and condemnation of 1 carload of oats remaining unsold and unloaded from the car in or near the city of Richmond, Va., alleging that the product had been shipped on or about July 8, 1915, by the Mueller & Young Grain Co., Chicago, Ill., and transported from the State of Illinois into the State of Virginia, for export to a foreign country, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that the same had been mixed and packed with certain other substances, to wit, corn and chaff and other substances, so as to reduce and lower and injuriously affect its quality and strength, and for the further reason that certain substances, to wit, corn and chaff and other substances, had been substituted in part for oats.

On July 31, 1915, the said Mueller & Young Grain Co., claimant, having admitted the allegations of the libel, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be released to said claimant company upon payment of the costs of the proceeding and the execution of bond in the sum of \$1,000, in conformity with section 10 of the act.

CARL VROOMAN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., November 4, 1915.