

**4613. Adulteration of tomato pulp. U. S. \* \* \* v. 1,000 Packages of Tomato Pulp. Default decree of condemnation, forfeiture, and destruction.** (F. & D. No. 6949. I. S. No. 10778-1. S. No. C-365.)

On October 25, 1915, the United States attorney for the Southern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 1,000 cans and packages, each containing 5 gallons, of tomato pulp, remaining unsold in the original unbroken packages at Cincinnati, Ohio, alleging that the article had been shipped and transported from the State of Indiana into the State of Ohio, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it contained, and in part consisted of, a decomposed vegetable substance.

On January 3, 1916, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*