

**4684. Adulteration of canned pork and beans. U. S. \* \* \* v. 140 Cases of Pork and Beans. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 7098. I. S. No. 10489-1. S. No. C-404.)**

On December 4, 1915, the United States attorney for the Eastern District of Missouri, 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 140 cases, each containing 48 cans, of pork and beans, remaining unsold in the original unbroken packages at St. Louis, Mo., alleging that the article had been shipped, on or about October 12, 1915, by the Thomas Canning Co., Grand Rapids, Mich., and transported from the State of Michigan into the State of Missouri, and charging adulteration in violation of the Food and Drugs Act. The cases and cans were labeled: "Pilot Brand. Beans and Pork with Sauce. Contains 1/10 of 1% Benzoate of Soda Distributed by Haas-Lieber Grocery Co., St. Louis, Mo. Contents 9 oz. Distributed by Haas-Lieber Grocery Co., St. Louis, Mo. Pilot Brand." (On one side of the cans was a design of a dish of pork and beans, on the other side of cans a design of a pilot.)

Adulteration of the article was alleged in the libel for the reason that it consisted of a partially decomposed vegetable substance, and was unfit for use as food within the meaning of the Food and Drugs Act.

On March 9, 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.

CARL VROOMAN, *Acting Secretary of Agriculture.*