

**4742. Adulteration of smoked herring. U. S. \* \* \* v. 205 Bags of Smoked Herring. Consent decree of condemnation. Portion of product ordered released on bond; remainder of product ordered destroyed. (F. & D. No. 7229. I. S. No. 3831-1. S. No. E-554.)**

On February 17, 1916, the United States attorney for the District of Massachusetts, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel of information for the seizure and condemnation of 205 bags of smoked herring, remaining unsold in the original unbroken packages at Gloucester, Mass., alleging that the article had been shipped by Angus Cossobon, New Brunswick, Canada, and transported from the Dominion of Canada, a foreign country, into the State of Massachusetts, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel of information for the reason that it consisted in part of a filthy, putrid, and decomposed animal substance.

On June 1, 1916, the owner of the product having filed its claim, and the case having come on for hearing upon stipulation filed in the case by the parties to the action, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the herring should be returned to the claimant upon payment of costs of the proceedings and the giving of satisfactory bond conditioned that the adulterated portion of the herring should be removed from that portion free from adulteration, and that the portion so adulterated should be forthwith destroyed.

CARL VBOOMAN, *Acting Secretary of Agriculture.*