

4748. Adulteration of lard. U. S. * * * v. 2 Cans of Lard. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 7246. I. S. No. 4166-1. S. No. E-560.)

On March 14, 1916, the United States attorney for the Western District of Pennsylvania, 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 two cans; each containing approximately 40 pounds, of lard, returned by A. G. McDade, Portland, Ohio, to A. E. Gruber, Allegheny, Pa., the original shipper, remaining unsold in the original packages at Pittsburgh, Pa., alleging that the article had been shipped, on or about February 26, 1916, and transported from the State of Ohio into the State of Pennsylvania, and charging adulteration in violation of the Food and Drugs Act. The article was labeled: "For A. E. Gruber, Allegheny, Pa., from A. G. McDade Wholesale Shipper of Produce and Livestock, Portland, Ohio."

Adulteration of the article was alleged in the libel for the reason that it was rancid and consisted, in whole or in part, of a decomposed animal substance unfit for food.

On March 30, 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.*