

**4758. Adulteration of scallops. U. S. \* \* \* v. 12 Boxes of Scallops. Default decree of condemnation, forfeiture, and destruction.** (F. & D. No 7269 I. S. Nos 1970-1, 1971-1, 1972-1, 1977-1, 1978-1; S No E-570.)

On March 22, 1916, the United States attorney for the Southern District of New York, 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 12 boxes of scallops, consigned by L. K. Piner, Morehead City, N. C., remaining unsold in the original unbroken packages at New York, N. Y., alleging that the article had been shipped March 18, 1916, and transported from the State of North Carolina into the State of New York, and charging adulteration in violation of the Food and Drugs Act. The article was labeled: "From L. K. Piner, Morehead City, N. C."

Adulteration of the article was alleged in the libel for the reason that the scallops had been soaked in water so that water had been substituted in part therefor.

On April 13, 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.*