

United States Department of Agriculture,

BUREAU OF CHEMISTRY.

C. L. ALSBERG, CHIEF OF BUREAU.

SERVICE AND REGULATORY ANNOUNCEMENTS.

SUPPLEMENT.

N. J. 4951-5000.

[Approved by the Acting Secretary of Agriculture, Washington, D. C., October 22, 1917.]

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT.

[Given pursuant to section 4 of the Food and Drugs Act.]

4951. Adulteration of sardines. U. S. v. 815 Cases of Sardines. Consent decree of condemnation. Portion of product ordered destroyed. Balance ordered released to claimant. (F. & D. No. 7214. I. S. Nos. 1362-1, 2377-1. S. No. E-550.)

On February 11, 1916, the United States attorney for the Southern District of Georgia, 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 815 cases of sardines, remaining unsold in the original unbroken packages at Macon, Ga., alleging that the article had been shipped by the Lubec Sardine Co., of Lubec, Me., and transported from the State of Maine into the State of Georgia, and charging adulteration in violation of the Food and Drugs Act. The cans were labeled, in part: "Togo Brand American Sardines in Cotton Seed Oil. Packed by Lubec Sardine Co., Lubec, Washington Co., Maine."

The allegations in the libel were to the effect that the article was adulterated in that it consisted in part of a decomposed animal substance.

On June 15, 1916, the said Lubec Sardine Co., claimant, having consented to a decree, judgment of condemnation was entered, and it was ordered by the court that a separation of the article might be had by a representative of the Department of Agriculture, who should examine the sardines in the presence of a representative of the claimant company for the purpose of ascertaining whether any of the food was adulterated; and, if any of the food be found to be adulterated by said representative of the Department of Agriculture, that the same should be forthwith destroyed; and that any and all food which might be found by said representative to be free from adulteration should be forthwith delivered to said claimant company or its duly authorized representative; and that said claimant pay all the costs of the proceedings.

CARL VROOMAN, *Acting Secretary of Agriculture.*