

5142. Adulteration of beans. U. S. * * * v. 18 Cases of Beans. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 7453. I. S. No. 12455-I. S. No. C-527.)

On May 19, 1916, the United States attorney for the Eastern District of Wisconsin, 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 18 cases, each containing 24 cans of beans, remaining unsold in the original unbroken packages at Kenosha, Wis., alleging that the article had been shipped, on or about April 1, 1916, by the Cleveland Pure Food Co., Chicago, Ill., and transported from the State of Illinois into the State of Wisconsin, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "* * * American Brand Beans with Tomato Sauce * * *." Adulteration of the article was alleged in substance in the libel for the reason that it consisted in part of a decomposed vegetable substance.

On October 27, 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.*